

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84588 of 2025

Arising Out of PS. Case No.-57 Year-2025 Thana- PARBATTa District- Khagaria

1. Ghutar Yadav @ Abhinandan Yadav @ Nandan Kumar @ Nandan Yadav S/O Nirodh Yadav Resident of Village- Babraha, P. S - Parbatta, District - Khagaria
2. Mantu Yadav @ Mantun Yadav Son of Hirday Narayan Yadav Resident of Village- Babraha, P. S - Parbatta, District - Khagaria
3. Anuj Kumar @ Batohi Yadav @ Anuj Yadav Son of Dinesh Yadav. Resident of Village- Babraha, P. S - Parbatta, District - Khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Binod Kumar Sinha, Advocate

For the Opposite Party/s : Mr. Manoj Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 17-01-2026 Heard Mr. Binod Kumar Sinha, learned counsel for the petitioners and Mr. Manoj Kumar, learned Additional Public Prosecutor for the State.

2. Petitioners seeks bail who are in custody since 15.07.2025 in connection with Parbatta P.S. Case No. 57 of 2025, F.I.R. dated 12.02.2025 for the offences punishable under Sections 140(3), 103(1), 61(2) and 238(A) of the BNS, 2023.

3. According to prosecution case, the son of the informant was traceless and he was last seen with co-accused Golu Kumar.

4. Learned counsel for the petitioners submits that



petitioner nos. 1 and 2 have clean antecedent and petitioner no. 3 carries one criminal antecedent other than the present one but he has been acquitted in the said case by the learned Trial Court and they have falsely been implicated in the present case. He further submits that initially the petitioners were not named in the F.I.R and their name has been transpired during investigation on the basis of a petition filed by the informant on 18.02.2025. Thereafter, the petitioners' name have been added as accused persons. He further submits that their names have been transpired on the basis of suspicion and except the aforesaid, no other material has come during investigation which suggest the involvement of the petitioners in the present occurrence. He further submits that the police after investigation submitted the charge sheet against the petitioners. The petitioners are in custody since 15.07.2025.

5. Learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioners.

6. Considering the aforesaid facts and circumstances that the petitioners are not named in the F.I.R and their name has been transpired on the basis of petition filed by the informant, let the petitioners, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) each with



two sureties of the like amount each to the satisfaction of the learned ADJM-I, Khagaria in connection with Parbatta P.S. Case No. 57 of 2025, subject to the following conditions:-

i. Petitioners shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on their absence on two consecutive dates without sufficient reason, their bail bond shall be cancelled by the Court below.

ii. If the petitioners tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioners and in case at any stage it is found that the petitioners have concealed their criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioners. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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