

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86631 of 2025

Arising Out of PS. Case No.-44 Year-2025 Thana- Darhar District- Saharsa

Sudhir Yadav Son of Kamal Yadav Village- Naula, Ward No.3 and 4, P.S.-
Darhar, District- Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr.Krishna Kant Singh
For the State	:	Mr.Shantanu Kumar
For the Informant	:	Mr.Kuldeep Kumar

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 24-02-2026 Heard learned counsel for the petitioner, learned A.P.P
for the State and learned counsel for the informant.

2. The petitioner apprehends his arrest in Darhar P.S.
Case No. 44/2025, registered for offence punishable under
Sections 191(2), 191(3), 126(2), 115(2), 109, 103(1), 118(1),
352 of the B.N.S., 2023.

3. As per F.I.R., on 12.06.2025 at about 8 AM,
petitioner and other named accused persons along with 15-20
unknown persons were forcibly ploughing the field of informant
and on objection raised by brother of informant, on the order of
co-accused Mayalal Yadav and Nalanwar Yadav, this petitioner
and co-accused Babloo Yadav brutally assaulted brother of
informant with *Farsa* and *Khanti*, due to which, he sustained
injury on his head and later on, in course of treatment, brother of
informant succumbed to his injury.



4. Learned counsel for the petitioner submits that petitioner has been falsely implicated in this case due to pre-existing land dispute between the parties. There is delay of two days in lodging the F.I.R. and there is no plausible explanation of delay. He further submits that allegation of assault is general and omnibus and no specific overt act has been alleged against petitioner. Case and counter case.

5. Learned counsel for the informant vehemently opposes the prayer for anticipatory bail and submits that petitioner is named in the F.I.R. with specific accusation that he along with co-accused Babloo Yadav assaulted on the head of brother of informant with deadly weapons, causing his death.

6. Considering the nature of accusation, the prayer for anticipatory bail of petitioner is rejected.

(Prabhat Kumar Singh, J)

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