

IN THE HIGH COURT OF JHARKHAND AT RANCHI
ABA No.5106 of 2025

Pradeep Yadav @Chotu, aged about 25 years, S/o Jivlal Yadav, R/o Near
 Hanuman Mandir, Kendua Bazar, Kusunda, P.O. Kusunda, P.S.
 Kenduadih, District-Dhanbad Petitioner

Versus

The State of Jharkhand ... Opp. Party

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

 For the Petitioner : Mr. Mukesh Bihari Lal, Advocate
 For the State : Mr. Manoj Kr. Mishra, A.P.P.

2/14.10.2025 Heard learned counsel appearing on behalf of Petitioner and
 learned counsel appearing on behalf of the State.

2. The petitioner is apprehending his arrest for the alleged offences
 registered under Sections 191(2), 191(3), 190, 126 (2), 127 (2),
 115(2), 117 (2), 118(1), 109(1), 351 (2) of BNS, pending in the Court
 of learned Judicial Magistrate, 1st Class, Dhanbad, in connection with
 Kenduadih P.S. Case No. 56/2025.

3. Learned counsel appearing for the petitioner submits that there
 is general and omnibus allegation of assault against the petitioner and
 the allegations of assault are made against the petitioner upon
 Pramila Devi, however, Pramila Devi has received simple injury. He
 also submits that so far as grievous injuries received by Sunil,
 Akshay and Mahesh Yadav are concerned, that is due to assault made
 by the other co-accused. He also submits that the petitioner is having
 one criminal antecedent of altercation. He next submits that the
 petitioner is the neighbour and in view of that the petitioner has been
 falsely implicated in this case.

4. Learned counsel for the State opposed the prayer and submits

that the allegation of assault is there against the petitioner upon Pramila Devi.

5. Looking into the contents of the FIR, it transpires that due assault made by the other, grievous injury has been received by Sunil, Akshay and Mahesh Yadav. There is no doubt that allegation is there of assault against the petitioner upon Parmila Devi, however Parmila Devi has received minor injury and it has come in para 22 of the case diary. Criminal antecedent is one of the criteria for consideration of anticipatory bail or regular bail, however that only cannot be the sole criteria for allowing or rejecting the anticipatory bail or regular bail. In the attending facts and circumstances of this case, I am inclined to grant anticipatory bail to the petitioner.

6. Accordingly, the petitioner above named is directed to surrender before the learned Court within three weeks from the date of receipt of the order and on the event of his surrender / arrest, he shall be released on bail on furnishing bail bond of Rs.25,000/- (Twenty-Five Thousand) with two sureties of the like amount of each to the satisfaction of learned Judicial Magistrate, 1st Class, Dhanbad in connection with Kenduadih P.S. Case No. 56/2025, subject to the condition as laid down under Section 482(2) of Bhartiya Nagarik Suraksha Sanhita, 2023.

7. This Anticipatory Bail Application is accordingly allowed and disposed of.

(Sanjay Kumar Dwivedi, J.)

14.10.2025
R.Kumar