

IN THE COURT OF ADDITIONAL AND DISTRICT SESSIONS JUDGE-IV,

AURANGABAD

A.B.P. No.- 479/2026

Arising Out of Narari Kala Khurd P.S. Case No. 90/2025

Prakash Yadav Vs. The State of Bihar.

ORDER DATED 16.04.2026

The instant Anticipatory Bail Petition has been filed by (1) Prakash Kumar Yadav, Age- 32 years, S/O- Ramugrah Yadav, R/o- Plot no. 541, 542, village- Panduki, PS- Barbada, District- Dhanbad (Jharkhand) present address: New Colony Muraideeh, Post- Pochari Dhanbad (Jharkhand) -828306, pending in the court of Sri Rajeev Kumar JM-1st Class Aurangabad under Sections 303(2), 317(2) of the BNS.

Sri Anil Kumar Chaubey, the learned counsel on behalf of the petitioner stated that earlier ABP No. 188/26 was filed in the present Court but was withdrawn on 10.02.2026 and the petitioner had no criminal antecedents. The petitioner was sole proprietor of M/S-Anushri Enterprises which was legally authorized by NPGC Ltd. The petitioner has authorized Adesh Kumar to lift the scrap material from NPGC premises on 22.11.2025. It means the Adesh Kumar was authorized lifter and transporter of the scrap. On the date of the incidence the petitioner was in Dhanbad and had no involvement in the alleged occurrence. In light of given facts, the learned Counsel prayed to grant anticipatory bail to the petitioner.

The learned A.P.P. Sri Bindeshwari Prasad Tanti vehemently opposed the bail petition on the ground that the allegations imposed against the petitioner were serious in nature.

Heard both the sides and perused the case record.

On perusal of case record it is revealed that this case has been lodged under Section 303(2), and 317(2) of the BNS. The prosecution story in nutshell is that a six wheeler truck which was fully loaded with auctioned scrap from NSTPS store was being driven by the co-accused Ramdeo @ Ramdas. The weight of the truck was coming to be 8400 Kilogram when weighed at the two NPGCL Central Store weighbridge situated within the NPGCL premises. This raised suspicion among authorities regarding low weight indication as truck was fully loaded. When the truck was being taken to L&T weighbridge located within the NPGCL property the truck was locked through GPS.

Meanwhile, the L&T weighbridge wires were tampered by another co-accused Adesh Kumar who could be seen in the CCTV footage. Thereafter, the co-accused started the truck. When the CISF authorities took the truck to a private weighbridge outside the NPGCL the truck was again locked through GPS. On convincing the co-accused he talked to someone on the phone and finally the truck was unlocked. When in presence of police the said truck was weighed at the stated private weighbridge the weight of the scrap along with the weight of the truck was coming to be 34315 kilogram but the weight of scrap only was coming to be 15810 kilogram. Perusal of the para 6, 7, 8 and 26 of the case diary and the seizure list clearly indicate that surplus scrap than the authorised limit was being carried by the co-accused. In para-5, 6, 7, 8 and 9 of the case diary, the co-accused Adesh Kumar in CCTV footage was seen to tamper the weighbridge wires. The mentioned co-accused Adesh Kumar was authorised scrap loading incharge on behalf of M/S Anushree Enterprise of which the petitioner was sole proprietor. Similarly, co-accused Ramdeo was driver in the mentioned M/S Anushree Enterprise. As one of the employee of M/S Anushree Enterprise had sabotaged the two weighbridges and the other one being the driver was carrying the surplus scrap, hence, involvement of petitioner being the sole proprietor cannot be ignored. As the mentioned surplus scrap had value of Rs. 6,00,000/- causing huge revenue loss to the Government, the Court is to the conclusion that the petitioner does not deserve the privilege of Anticipatory bail. Accordingly, the Anticipatory bail petition of the petitioner Prakash Yadav is hereby **rejected**.

Dictated by

District & Additional Sessions. Judge IV,
Aurangabad (Bihar)
16.04.2026

Uploading date: 22.04.2026

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