

IN THE COURT OF SATYA BHUSHAN ARYA, SESSIONS JUDGE, BANKA

Chhabilal Yadav & Ors. Vs. State

Anticipatory Bail Petition No. 427 of 2026

Date of filing : 24.03.2026

Date of order : 04.05.2026

1. Chhabilal Yadav son of Nathan Yadav, aged about 58 years,

2. Sarla Devi wife of Sanjay Yadav, aged about 34 years

3. Anoj Yadav, Son of Chhabilal Yadav, aged about 37 years

All resident of village-Dhusari, P.S.-Fullidumar, District-Banka

..... Petitioners

-Versus-

State of Bihar

.....Opposite Party

Present : - Sri Ram Kishore Yadav, Advocate for the Petitioners

Sri Hira Lal Singh, Public Prosecutor for the State

ORDER

1. Apprehending arrest the petitioners have preferred this pre-arrest bail application who are booked in Complaint Case No. 1026 of 2024, for the offence allegedly committed under Sections 341, 323, 354/34 of IPC.

2. The case of prosecution is based upon a complainant by Rakesh Kumar with the allegations that on 17.06.2024 at about 05:00 pm, all accused persons armed with deadly weapons came there and started abusing. When he refused them to do so, they all became infuriated. Accused no. (i). Chhabilal Yadav provoked others, then accused nos. (ii). Anoj Yadav, (iii). Manoj Yadav, (iv). Akhilesh Yadav and (v). Munni Devi attacked the informant with blackjack, stick etc. on his chick and head, resultantly blood started oozing. To save himself, he entered in the house upon which all accused entered his home. Anoj Yadav and Manoj Yadav threw his sister Anjani Kumari on Earth and then, Munni Devi assaulted her with bricks and stones, resultantly her left hand, right hand and chin sustained injury. Akhilesh Yadav took bronze utensil and spade. They threatened him to pay Rs. 50,000/- as extortion money to live in the village.

3. In oral arguments, learned counsel for the petitioners submitted that they have falsely been implicated in this case whereas when the police did

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not find sufficient material for lodging FIR, the complainant filed complaint before the court but the learned trial court without scrutinizing the evidence took cognizance against the accused persons.

4. *In counter, learned Public Prosecutor for the State opposed the pre-arrest bail application.*

5. *Heard rival submissions and perused the record. This is a case based upon a private complaint. Therefore, keeping in view the above, this Court is inclined to grant pre-arrest bail to the petitioners. It is, therefore, ordered that upon arrest or surrender of the petitioners within fortnight of receiving the instant order the petitioners be admitted to anticipatory bail upon furnishing bail bond of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount to the satisfaction of trial court subject to condition as laid down under Section 482(2) of the BNSS. Out of the two sureties, one will be of the same village or close relative of petitioners.*

6. *File be consigned to the record room and that of trial court be sent back with a copy of this order.*

(Dictated)

(Satya Bhushan Arya)
Sessions Judge, Banka

04.05.2026