

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

Anticipatory Bail Petition No. 283 of 2026

Date of filing : 20.02.2026

Date of order : 06.05.2026

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- 1. Rekha Devi, aged about 42 years, wife of Indradeo Yadav @ Indar Yadav*
 - 2. Rupam Kumari, aged about 24 years, daughter of Indradeo Yadav @ Indar Yadav*
 - 3. Indradeo Yadav @ Indar Yadav, aged about 55 years, son of late Anirudha Yadav*

All residents of village-Baidpur, P.S.-Shambhuganj, District-Banka

- 4. Ruby Devi @ Bulbul Devi, aged about 27 years, wife of Shiv Prasad Yadav, resident of village-Shahpur, P.S.-Shambhuganj, District-Banka*
her address in FIR has been shown daughter of Indradeo Yadav, resident of village-Baidpur, P.S.-Shambhuganj, District- Banka

..... Petitioners

-Versus-

State of Bihar

.....Opposite Party

Present : - Sri Radha Raman Singh, 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 Shambhuganj Police Station Case No. 101 of 2025, for the offence allegedly committed under Sections 126(2), 115(2), 109, 303(2), 76, 352, 351(2), 3/5 of BNS.*
- 2. The case of prosecution is based upon a gravamen filed by one Lakshmikant Yadav with the allegations that on 14.04.2025, at about 10:00 am, he was getting his land fenced from labourers upon which (i). Mithun Yadav, (ii). Indradeo Yadav came and started abusing. When he refused to do so, Mithun Yadav with intent to kill him gave a blow of iron rod on his head, resultantly his ruptured and blood started oozing. When his wife came to rescue, she was molested by Mithun Yadav, Indradeo Yadav by tearing her blouse and thrown on the earth by catching her hair. When his sister-in-law came to save him, she was also assaulted by (iii). Rekha Devi, (iv). Rubi Devi, (v). Rupam Kumari. While leaving his house, Mithun Yadav took Rs. 10,000/- from his pocket and demanded Rs. 5 lakh as extortion money.*
- 3. In oral arguments, learned counsel for the petitioners submitted that the specific allegation of assault is against Mithun Yadav, who is not petitioner in*

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this case. It is argued that they have falsely been implicated in this case by the informant only with a view to usurp their land. It is argued that they are having criminal antecedent but all the cases are with the present complainant only. It is submitted that there is no injury corroborated with the gravamen.

4. *In counter, learned Public Prosecutor for the State opposed the pre-arrest bail application on the ground that all the accused are named in the FIR. There are specific allegations against all the accused persons. It is submitted that the injury report is corroborated with the gravamen.*

5. *Heard rival submissions and perused the record. Keeping in view the fact that the allegation of assault is specifically against Mithun Yadav and he is not petitioner in this case. Therefore, keeping in view the nature of allegation, this Court is inclined to grant the petitioners privilege of bail; resultantly, this pre-arrest bail application is allowed. 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 petitioner.*

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

7. *Keeping in view the General Order no. 1 of 1991 (Criminal) dated 07.03.1991, the certified copy of FIR, if desired, be returned back to the petitioners on placing the xerox copy thereof on record.*

(Dictated)

(Satya Bhushan Arya)
Sessions Judge, Banka