

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

Bindeshwari Yadav Vs. State of Bihar

Bail Petition No. 194 of 2026

Date of filing : 13.03.2026

Date of order : 09.04.2026

Bindeshwari Yadav son of Sukkan Yadav, resident of village-Pathalkudiya, P.S.-Khesar, District-Banka

..... Petitioner

-Versus-

State of Bihar

.....Opposite Party

Present :- Sri Shri Vijay Kumar, Advocate for the Petitioner
Sri Hira Lal Singh, Public Prosecutor for the State

ORDER

1. Yearning for an order of emancipation the bail petition has been filed by the petitioner, who is booked in Khesar Police Station Case No. 66 of 2025, for the offence allegedly committed under Sections 126(2), 115(2), 117(2), 109, 103(1), 352, 351(2) & (3), 3(5) of BNS and is confined in jail since 19.01.2026.

2. The case of prosecution is engendered upon an application filed by one Pankaj Kumar Yadav with the allegations that for some land dispute of his father Doman Yadav with his co-villager 1. Bindeshwari Yadav squabble had taken place on 20.10.2025 wherein Vikash Yadav and Bindeshwari Yadav strangulated his uncle Budho Yadav and were taking him away, but somehow or with the intervention of other persons, the matter was pacified. Today morning, when he came back from Kolkata, they all started abusing. When they refused to do so, then (i). Ranjan Kumar having Bhujali in his hand, (ii). Vikash Yadav having blackjack in his hand, (iii). Bindeshwari Yadav having iron rod in his hand, (iv). Premlata Devi, (v). Phul Kumari, (vi). Arbind Yadav and some unknown persons in collusion with each other started beating. Ranjan Kumar with intent to kill attacked with Bhujali on his father's head, resultantly the head of his father ruptured and he fell on the earth in blood wet. When he came to save his father, Bindeshwari and his wife assaulted him with iron rod, resultantly he became injured. When his brother Santosh Kumar came to intervene, Bikash Kumar gave a blow of blackjack on his head, resultantly his head ruptured. When his uncle Budho Yadav came to rescue, he was assaulted by Bindeshwari Yadav with iron rod. In this squabble, the wife of informant Anju Devi, mother

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Sanichariya Devi and brother Fantush Yadav also became injured.

3. *In oral arguments, the learned counsel for petitioner submitted that he has falsely been implicated in this case. It is submitted that there is specific allegation only against accused Ranjan Kumar and there is land dispute inter se parties. It is argued that there is no allegation against him.*

4. *In counter, learned Public Prosecutor for the State stoutly opposed the bail application on the ground that all the accused persons with common intention assaulted the family of informant. All family members of informant were injured and Doman Yadav succumbed to death because of the injuries. There are very serious allegations.*

5. *Heard rival submissions and perused the record. As per allegations all the accused persons attacked the house of informant and assaulted all the family members with deadly weapons. Not only all the members of the informant were injured but also Doman Yadav succumbed to death because of injuries sustained by him. Keeping in view the seriousness of the allegations, this court is not inclined to grant bail; resultantly it is dismissed.*

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 petitioner on placing the xerox copy thereof on record.*

(Dictated)

(Satya Bhushan Arya)
Sessions Judge, Banka