

The Court of District & Additional Sessions Judge-III, Begusarai
A.B.A No. 1191 of 2026
Arising out of Ballia P.S Case No. 564 of 2025

1. Gautam Kumar @ Gautam Yadav, S/o-Naresh Yadav
All r/o-Village-Mathurapur, P.S-Ballia, District-Begusarai.

.....Petitioner

Versus

The State of BiharOpp. Party

Present :

- : Sri. Arvind Kumar, Ld. Counsel for the accused/petitioner
: Sri Dilip Kumar, Ld. Addl. P.P for the State

24.06.2026

1. The instant anticipatory bail application has been filed by and on behalf of the above named accused/petitioner in connection with **Ballia P.S Case No. 564 of 2025** for having committed offences punishable under sections **190, 191(2), 352, 351(2), 115(2), 126(2), 326(g) of B.N.S** as he is apprehending his arrest in this case.
2. It is submitted by the Ld. Counsel for the petitioners that the petitioner is innocent and has not committed any offence and has falsely been implicated in this case and no any other bail petition in connection with this case has either been filed by the petitioner in this court or before the Hon'ble High Court, Patna and the petitioner has no criminal antecedent. It is further submitted that there is omnibus allegation against the petitioner and the informant herself set fire her house and as a matter of fact the informant runs an illegal liquor shop on the land of the petitioner after forcibly grabbing the same and when the petitioner opposed the same then not only the petitioner was falsely implicated in this case but has also been made accused in Ballia P.S Case No. 534/2025 dated 03.12.2025 in connection with the murder of the son of the informant. Lastly, a prayer is made to grant anticipatory bail order in favour of the petitioner as the petitioner is ready to abide by the condition stipulated U/s-438(2) of Cr.P.C or 482(2) of B.N.S.S.
3. On the other hand, the learned Addl. P.P opposed the prayer of the petitioner and submitted that there is grave and serious allegation against the petitioner as petitioner is involved in coercing the informant and his family members to lift the case bearing Ballia P.S Case No. 534/2025 pertaining to the murder of the son of the informant of this case in which the petitioner of this case is also accused and when the petitioner fell to get the desired result then he set on fire the house of the informant at dead of the night when the family members of the informant were sleeping inside the house. Moreover, the investigation is still going on in this case, therefore, the petitioner does not deserve anticipatory bail order in his favour.
4. Briefly stated allegations against the petitioner as per FIR are that on 20.12.2025 at the dead of night the petitioner and some unknown persons set on fire the residential house of the informant

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after sprinkling inflammable oil when the informant and her family members were sleeping. It is further allegation that the petitioner was putting pressure on the informant and her family members to compromise and lift the case bearing Ballia P.S Case No. 534/2025 dated 03.12.2025 that was got registered against the petitioner by the informant and her family members for the murder of the son of the informant of this case. It is further allegation that due to set the fire the household articles and other valuable materials of the informant got destroyed and the petitioner and other unknown persons also threatened the informant and her family members not to approach the police pertaining to their incident.

5. From perusal of contents of FIR, it is apparent that there is grave and serious accusation against the present petitioner and other unknown persons of setting ablaze the residential house of the informant at the dead of night when the informant and her family members were sleeping inside the house. There is also allegation that the petitioner and other unknown persons caused this incident to pressurize the informant and her family members to compromise the case bearing Ballia P.S Case No. 534/2025 dated 03.12.2025 that was got registered against the petitioner by the informant and her family members for the murder of the son of the informant of this case.
6. It is further pertinent to point out that while dealing with the anticipatory bail plea the court must evaluate the threat or apprehension of arrest vis a vis the nature and gravity of accusation, criminal antecedent of the accused, false or exaggerated implication, need of custodial interrogation, willing of the accused to cooperate the investigation and conduct of the accused.
7. In the light of the aforesaid discussion and also keeping in mind, the serious accusation against the present petitioner, this court is of the view that the petitioner has failed to make out a case for grant of anticipatory bail order in his favour. Accordingly, the instant anticipatory bail petition is hereby rejected.

Dictated

Mukund Kumar
(Mukund Kumar) 24/06/2026

District & Additional
Sessions Judge-III, Begusarai

Date of Order	24.06.2026
Date of reserving Order	23.06.2026
Uploading Date	29.06.2026
Uploaded by	Brijendra Kumar