

**IN THE COURT OF SRI DEEPAK KUMAR-I, ADDITIONAL SESSIONS JUDGE- II, BHAGALPUR**

**Anticipatory Bail Petition No. 914/2026**

(Arising out of **Rasalpur P.S. Case No. 18/2026**)

**U/s 126 (2), 115 (2), 117 (2), 110, 352, 351 (2), 3 (5) BNS.**

**1. Chhotelal Yadav**, age 56 years, S/o Late Basu Yadav

**2. Rajesh Yadav @ Rajesh Kumar Yadav**, age 34 years,

**3. Praves Yadav @ Pravash Kumar**, age 21 years, both sons of Chhote Lal Yadav ..... **Petitioners**

**Versus**

**The State of Bihar**

..... **Opp. Party**

For the Petitioner/s : Mr. Subodh Kumar Sharma, Ld. Advocate.

For the State : Mr. Rajesh Kumar Singh, Ld. A.P.P.

| Date of order | Order with signature of the court                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
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| 26-05-2026    | <p>This is a petition filed on behalf of the above named accused-petitioner for grant of anticipatory bail who apprehension their arrest in connection with <b>Rasalpur P.S. Case No. 18/2026</b> for offences punishable <b>U/s 126 (2), 115 (2), 117 (2), 110, 352, 351 (2), 3 (5) BNS.</b></p> <p>On behalf of the petitioners a certificate has been given in bail petition that earlier no anticipatory or regular bail petition has been filed on their behalf either before the Court of the Ld. Principal Sessions Judge, Bhagalpur or before the Hon'ble High Court, Patna. In para-3 of bail petition, accused-petitioners have given certificate that they have no criminal antecedents.</p> <p>Prosecution case, as per FIR of informant Rambachan Yadav, in short, is that on 07.02.2026 at about 08:00 a.m. he went to the house of Chhotelal Yadav for demanding his money, the meanwhile, Chhotelal Yadav assaulted and kicked out from there and when his son came to rescue him then Rajesh Yadav @ Rajjo Yadav and Praves Yadav were given to kill him. Thereafter, Rajesh Yadav @ Rajjo with intention to kill assaulted on his head by means of iron Khanti and by which he fell down on land in unconscious condition. Thereafter, Praves Yadav with intention to kill has also assaulted on the head of Chandan Yadav by means of iron Khanti by which he fell down on land in unconscious condition. On noise, villagers came and taken the injured persons in hospital for treatment and after treatment he has given the application on 12.03.2026. Hence, this FIR is lodged.</p> <p>The learned counsel for the petitioners submitted that the petitioners are innocent and have committed no offence and have falsely been implicated in this case. It has further been submitted that save and except section 110 of BNS, rest sections are bailable in nature and said section is not made out against the accused-petitioners and petitioners neither abused nor assaulted to the informant or his son Chandan Kumar and real fact is that on 07.02.2026 informant alongwith other has assaulted Chandan Kumar by means of lathi by which blood oozed out from his head</p> |

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| Contd...P/2<br>26-05-2026 | <p>and regarding this a case bearing Rasalpur P.S. Case No. 19/2026 on 12.03.2026 is lodged against the informant and other fifteen miscreants and doctor has not found any injury report to the injured. On such basis, it has been prayed that petitioners be enlarged on anticipatory bail.</p> <p>On the other hand, learned Additional Public Prosecutor for the State opposed the prayer for anticipatory bail of the petitioners.</p> <p>Heard both the parties.</p> <p>Heard both sides and perused the record as well as case diary and on perusal the same it transpires that there are allegations against the accused-petitioners that they alongwith other co-accused persons have assaulted on the head of informant and his son by which both got injured and fell down on land in unconscious condition. On perusal of injury report of injured Ram Bachan Yadav the doctor has found 4 x 1 cm lacerated wound over right parietal eminence, 1 x 2 c.m. lacerated wound over forehead and doctor has opined that nature of injury is grievous caused by hard and blunt substance and on perusal of the injury report of injured Chandan Kumar the doctor has found 3 x 5 c.m. over right parietal eminence which are vital party of the body. Para-2 of the case diary is the restatement of informant who reiterated the prosecution case. Para-8 and 9 of the case diary are the statements of witnesses who have also supported the allegations levelled against the accused-petitioners. Para-16 of the case diary reveals that police has found the case true against the accused-petitioners and there are allegations against the accused-petitioners that they have jointly assaulted the informant and his family members. Further, investigation against these accused-petitioners are still pending.</p> <p>Keeping in view the nature of the offence, complicity &amp; conduct of the accused petitioners, severity of punishment and submissions of the learned counsel for the parties, the allegation against the petitioners are serious in nature. So, I am of the view that applicants/petitioners do not deserve for anticipatory bail. Accordingly, their prayer for anticipatory bail is hereby <b>Rejected</b>.</p> <p style="text-align: right;">Sd/-<br/>Additional Sessions Judge-II<br/>Bhagalpur</p> |
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