

IN THE COURT OF MS. ARTI KUMARI SINGH
ADDITIONAL SESSIONS JUDGE-IVth, BHOJPUR AT ARA.
Bail Petition No. 813 of 2026
(Arising out of Udawanagar P.S. Case No. 376 of 2025)
Upendra Yadav & another Vs. The State of Bihar

15.04.2026

The Present Bail Petition has been filed on behalf of the accused/ petitioner namely **1. Upendra Yadav and 2. Munna Kumar @ Chhetu** who are in Judicial Custody since 14.10.2025 in connection with Udwanagar P.S. Case No. 376 of 2025 registered for the alleged offences under Sections 191(2), 191(3), 190, 103(1), 109 of B.N.S. and u/s 27 of the Arms Act.

Heard Sri Kamlesh Kumar Singh learned counsel for the petitioners as well as Sri Ram Prasad Ram learned Additional Public Prosecutor for the State on Bail Petition.

It is submitted by the learned counsel for the petitioners/accused that the petitioners had filed regular bail application before the Principal District and Sessions Judge, Ara which was rejected thereafter a Cri. Misc. No. 1763 of 2026 was rejected by hon'ble high court Patna.

The main allegation is that on 25.07.2025 at about 07:30 P.M, while Collector Yadav and Ramashankar Yadav went to cultivate their field, the accused including the petitioner started firing when upon hearing the sound of firing, they tried to flee away then, accused persons surrounded them and started assaulting with sickle, spade and also with sticks, rods and crutches and thereby Collector Yadav and Ramashankar Yadav sustained severe injuries upon head and other parts of body and both became unconscious. It is further alleged that Collector Yadav was declared dead by doctor and injured Ramashankar Yadav was referred to PMCH, Patna for further treatment.

The main submissions advanced by learned counsel for the petitioner is that the petitioners are innocent and have been falsely implicated in this case and the bail application of petitioners had been disposed of by the Additional District and Sessions Judge-IV. There are no evidence against the petitioners to prove that they have committed the crime. There are no specific allegations against the petitioners. Further submitted that the petitioners have been made accused in this case by said informant was totally illegal and wrong.

Learned Additional Public Prosecutor vehemently opposed the bail petition and submitted that there is serious and specific allegations against these petitioners and so, they do not deserve to anticipatory bail.

I have heard both the sides and perused the record which transpires that the case has been instituted at the instance of informant namely, Siv Shankar Kumar. From perusal of case record it transpires that the informant of this case in his re-statement and the witnesses of this case in their statements have fully supported the prosecution case which reflects from para nos. 8, 9, 34, 35, 36, 37 of case diary. Para 2 is the inquest report of Collector Yadav in which the police has found several bodily injuries including head and oozing of blood from the various parts of body of the deceased which also supports the case of the prosecution. Para 54 of the C.D. is the post-mortem report of the deceased Collector Yadav wherein the concerned doctor found several injuries on the body including temporal area of scalp. " The doctor opined the cause of death as "Hemorrhage and shock due to above mentioned ante-mortem injury caused by hard and blunt substance" which also supports the case of the prosecution. Further the investigating officer and his superior officers found sufficient material against the accused persons including the petitioners and charge-sheet has been submitted against them. Previously the Regular Bail No. 4589/2025 of the petitioners have already been rejected by this court as well as vide Cri. Misc.No. 1763 of 2026 by the Hon'ble High Court Patna. There is no new evidence and material available in this case record.

Hence, considering the seriousness of the alleged offence appears against the petitioners, I am not inclined to give the privilege of bail to the petitioners at this stage.

Accordingly, the regular bail prayer of the petitioners **1. Upendra Yadav and 2. Munna Kumar @ Chhetu** is hereby **rejected**.

Dictated and corrected by me

Sd/-

Additional Sessions Judge-IVth,
Bhojpur at Ara.
15.04.2026