



COURT OF DISTRICT & SESSIONS JUDGE, BHOJPUR, ARA

A.B.P. No. 1365/2026

(Arising out of Ara Town P.S. Case No. 237 of 2026)

Nitish Yadav and Ten Ors

Petitioners

Versus

State of Bihar

Opp. Party

Date of order or proceeding	Order with signature of the court	Office action taken with date
24.06.2026	1. This anticipatory bail petition has been filed on behalf of petitioners, namely, 1. Nitish Yadav @ Nitish King 2. Deepak Yadav @ Deepak King 3. Manish Yadav 4. Gulgul Yadav 5. Rohit Yadav 6. Nand Kishor Yadav 7. Balwant Yadav 8. Batish Yadav 9. Pintu Yadav 10. Abhishek Yadav and 11. Tarkeshwar Yadav, who are apprehending their arrest in connection Ara Town P.S. case no.- 237/2026 under Sections 126(2), 115(2), 109(1), 351(2), 352, 324(1) 3(5) of BNS (2), put up for hearing. 2. Heard Shri Surendra Kumar Singh, learned counsel for petitioners as well as Sri. Rana Pratap Singh, learned P.P. for the state. 3. As per the case of the prosecution that on 22.03.2026 at about 4:00 PM, when informant was at H.P. Gas godown and in the meantime nephew of the informant namely Sunny and Mani came there stating therein	



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Cont. 24.06.2026	that unknown persons beaten them at Samosa shop. The informant and his family members reached at Samosa shop at Raghu Tola then accused Nithish Yadav @ Nitish King, Gulgul Yadav @ Manish Yadav, Deepak Yadav @ Deepak King armed with lathi, danda and iron rod attacked on the informant and accused Nitish Yadav @ Nitish King and Gulgul Yadav assaulted the informant by iron rod and caused head injury and on instigation of accused Deepak Yadav other accused persons also assaulted the informant and his sister-in-law (bhabhi) namely Rita Devi. It is alleged that accused persons damaged the Honda Shine motorcycle of the informant. 4. Learned counsel for petitioners submitted that no bail petition of any nature has been filed or is pending on behalf of the petitioners either before this court or before the Hon'ble High Court and petitioner no.1 and 2 has a criminal antecedent and petitioner no.5 has two criminal antecedents and rest of the petitioners have clean antecedent. It is argued that the petitioners are innocent, have committed no offence and have been falsely implicated in this case. No case under Section	
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Cont. 24.06.2026	109 of BNS is made out against the petitioners and other offences are bailable in nature. The family of accused persons also lodged complaint case against the informant side vide Complaint Case No. 421 of 2026. There is no specific allegation of assault against the petitioners and other allegations are general and omnibus in nature. The petitioners are young man and they undertake to comply with any condition as imposed by this court. Hence, anticipatory bail petition of the petitioners may be allowed. 5. On the contrary learned P.P. vehemently opposed the bail petition of petitioners and submitted that the petitioners mercilessly beaten the informant and his family members and there is specific allegation of assault by iron rod against the petitioner Nitish Yadav and Gulgul Yadav which is corroborated by injury report on record, hence, anticipatory bail petition of the petitioners is devoid of merit and it should be dismissed. 6. I have heard rival submissions of both parties and perused case record. From perusal of record it shows that all the petitioners in pre-planned manner assaulted the informant	
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Cont. 24.06.2026	and his family member and there is specific allegation of assault against the petitioner Nitish Yadav and Gulgul Yadav, who caused head injury to informant. As per injury report injured Om Prakash sustained lacerated wound on parital region of head 2 1/2"x1/2"xscalp deep, pain & swelling left hand, abrasion on right arm, abrasion on left hand of size 1/6"x1/4". Considering the fact that the case of the prosecution is corroborated in toto and injury was found on vital parts of the body. In this case petitioner Nitish Yadav caused head injury to informant and same is corroborated by injury report on record and a prima facie under Section 109 of BNS is made out. As per para-36 of the case diary petitioner Nithish Yadav @ Nitish King is also accused in Ara Town P.S. Case No. 458 of 2023 u/ss 147, 148, 323, 379, 307, 427, 354(b) of IPC, hence, anticipatory bail petition of petitioner namely Nithish Yadav @ Nitish King is devoid of merit and same is dismissed. Any observation made herein will be inconsequential for further proceeding. 8. As far as petitioners Deepak Yadav @ Deepak King, Manish Yadav, Gulgul Yadav ,	
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