

**In the Court of Sessions Judge, Darbhanga.****A.B.P. No. 845/2026**

1.Triloki Kumar, son of Dinesh Yadav

2.Dinesh Yadav, son of Late Jagdeo Yadav

All R/o Village- Natiyahi, PS- Baheri , District-Darbhangha

.....Petitioners.

Versus

The State of Bihar..... Opposite Party.

For the petitioners: Shri Satya Narayan Sahni ,Learned Advocate.

For the O.P.(State): Shri. A.N. Jha, Learned Public Prosecutor.

**ORDER**

**08.06-2026:** Application for anticipatory bail has been filed on behalf of the petitioners namely **1. Triloki Kumar and 2. Dinesh Yadav**, who are apprehending their arrest in connection with Baheri P.S. Case No. 301/2026 for the offences U/ss. 126(2), 115(2), 118 (1), 109 (1), 352, 3 (5) of the BNS, pressed today.

2. Heard the learned counsel for the petitioners and the learned Public Prosecutor for the State.

3. The allegation is that on the alleged date of occurrence of 11.05.2026, while the informant went to village Natiyahi under the Baheri Police Station to meet his niece (Bhanji), meanwhile, accused Triloki Kumar and Dinesh Yadav surrounded him and started assaulting him by iron rod causing injury on head where the informant sustained injuries and fell down going unconscious and thereafter, dial 112 of police was called and he was carried to Baheri Primary Health Centre for treatment where he was referred to D.M.C.H for further opinion and treatment, leading to the institution of the present case.

4. It is submitted on behalf of the petitioners that the petitioners are quite innocent, have committed no offence and have falsely been implicated in this case. The further submission is that no occurrence has alleged in the First Information Report has ever taken place rather, the present case is an outcome of ill-mechanism at the behest of the informant who is none other else, but the maternal uncle of the wife of Triloki Kumar and actually, there was a dispute between Triloki Kumar and Radha Kumari which was pacified through the local police station ,but thereafter, the informant in order to pressurize the

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petitioners and others on account of some disagreement filed the present case. The further submission is that even if the allegation is accepted for a moment as gospel truth, there is no allegation of repetition of blow alleged against the petitioners since the injured has sustained only one injury and by this way, the offence under Section 109 (1) of BNS is not attracted in want of constituting ingredients. The further submission is that the petitioners carry clean antecedent. Hence, petitioners may be granted the privilege of anticipatory bail.

5. On the other hand, the learned Public Prosecutor opposes the prayer for anticipatory bail.

6. Heard and perused the case diary. Para no. 2 of the case diary reflects the re-statement of the informant supporting the occurrence. Para no. 5 of the case diary reflects the description of place of occurrence which appears situated in village Natiyahi. Para no. 9 and 10 of the case diary reflects the statement of witnesses supporting the occurrence. Para No. 13 of the case diary reflects clean antecedent of the petitioners. Para no. 17 of the case diary reflects injury of injured Shyam Kishore Yadav where one laceration over right temporal parietal region has been reported though, the opinion of injury has been kept reserved, but the same has not yet been produced by the State for the reasons best known to it. However, there is no allegation of repetition of blow alleged against the petitioners.

7. Under the facts and circumstances of the present case, the nature of allegation coupled with the clean antecedent of the petitioners and the injured. The Court is of the opinion to grant the privilege of anticipatory bail to the petitioners, the prayer for anticipatory bail of the petitioners stands **allowed**. Accordingly, in the event of their arrest or surrender before the learned court below within four weeks from the date of receipt of this order, let the petitioners namely **1.Triloki Kumar and 2. Dinesh Yadav Devi** be released on bail on furnishing bail bond of Rs.15,000/- (Fifteen thousand) with two sureties of the like amount to the satisfaction of learned Addl. Chief Judicial Magistrate

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VII, Darbhanga subject to conditions as laid down u/s 482(2) of the Bharatiya Nagrik Suraksha Sanhita with further conditions:

1. That one of the bailors must be closest relative of petitioners.
2. That the petitioners shall cooperate in the investigation as well as in the trial and failing to cooperate or appear on any date not to the satisfaction of the learned trial court or investigating officer, shall be a ground to cancel their bail bonds.

Dictated

(Ajay Kumar Sharma)  
Sessions Judge, Darbhanga.  
08-06-2026.

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