

**In the Court of Principal Dist. & Sessions Judge, Camp Court, Benipur,
Darbhanga.**

Present

At present Rishi Gupta

I/C Principal Dist. & Sessions Judge, Camp Court, Benipur
Benipur, dated, the 10th April, 2026
Bail Petition no. 30 of 2026

Sanjay Yadav

.....**Petitioner.**

Versus

The State of Bihar

.....**Opposite Party.**

Counsel for the petitioner :- Sri Kaushal Kumar Yadav, Ld. Advocate.

Counsel for the State :- Smt. Punam Jha, Ld. APP

ORDER

10.04.2026 The present application for bail has been filed on behalf of petitioner namely Sanjay Yadav, aged about 40 years, S/o Late Ram Sewak Yadav, R/o village – Motipur, P.S. - Bahera, Dist. - Darbhanga, in connection with Bahera P.S. Case No. 66/22, offence u/s 341, 323, 324, 379, 354, 34 of IPC and in which Section 307 of IPC was added vide order dated 18.0.2026 and which is pending in the Court of ACJM, Benipur, Darbhanga.

Heard Kaushal Kumar Yadav the Ld. Counsel for the petitioner and Smt. Punam Jha, Ld. A.P.P. on behalf of the State.

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The Prosecution story in brief as per informant Bimal Devi is that her neighbour Sanjay Yadav is involved in selling illegal liquor. That two months prior to the occurrence the police raided his house and accused alleged that the informant informed the police regarding the same after which the accused intimidated the informant to take revenge. That on 23.01.2022 at around 7 PM when the informant was sitting on his door, accused persons Sanjay Yadav, Chandan Yadav, Khagindra Yadav and Chandravir Yadav along with 03-04 other accused persons reached at the door of informant carrying deadly weapons. That accused Sanjay Yadav started abusing informant and when the informant opposed the same, he gave a blow of farsa on her head due to which her head got injured and started to bleed. That accused Khagindra Yadav pulled the saree of the informant. That when informant's brother in law Nageshwar Yadav intervened, accused Chandan Yadav attacked with pacharia on his head due to which his head got cut and started to bleed. That all accused persons entered in the house of informant and looted cash, ornaments etc. That both injured were taken to PHC, Benipur from where they were referred to DMCH, Darbhanga.

The Counsel for the petitioner has submitted that the petitioner is in judicial custody since 22.02.2026. That prior to it, no bail petition either anticipatory or regular has ever been filed on behalf of the above named petitioner either before this Ld. Court or before the Hon'ble High Court, Patna and no such petition is pending anywhere. That there is no criminal antecedent against the petitioner. That the petitioner was arrested by the police and remanded in this case on thereafter a bail petition was filed on behalf of the petitioner before the Ld. Lower Court which was rejected on 23.03.2026. That the petitioner is quite innocent and has committed no offence.

That the petitioner has falsely been implicated in this out of grudge, enmity and local politics. That from perusal of FIR, Ld. Court will find that this case is totally false, concocted and absurd one. That the petitioner and informant belong to common stock family. That no such occurrence did ever take place as alleged in the FIR. That the case has been registered u/s 341, 323, 324, 379, 354, 34 IPC out of which all sections are bailable except 379, 354 IPC which is not attracting in this case. That the petitioner is man of means and local person and as such there is no chance of his absconding or tampering with the evidence and the petitioner is ready to furnish the bail bond to the full satisfaction of Ld. Court. Therefore, the present petition may be allowed.

On the other hand Ld. APP appearing for the State has opposed the prayer for bail and submitted the offence is grave in nature, hence the bail petition may be reject.

Heard, Submissions of both parties and perused the record. From perusal of record, it has been found that in this case FIR was lodged u/s 341, 323, 324, 379, 354, 34 of IPC and in which Section 307 of IPC was added vide order dated 18.0.2026. That the accused is in custody since 22.02.2026 and has been sufficiently punished while his guilt is yet to be proved by the prosecution. That there is no criminal antecedent against the accused petitioner. So, in the light of discussions made above and considering period of custody and the fact that the petitioner has no criminal antecedent, this Court finds its proper to enlarge the petitioner accused on bail and accordingly bail petition of accused petitioner namely **Sanjay Yadav**, aged about 40 years, S/o Late Ram Sewak Yadav, R/o village – Motipur, P.S. - Bahera, Dist. - Darbhanga is hereby **allowed**. The petitioner is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Rs. Ten Thousands/-) with two sureties of like amount each to the satisfaction of the court below and with the condition that accused petitioner shall remain physically present till framing of charge.

(Dictated and Corrected)


(Rishi Gupta)

I/C Principal Dist. & Sessions Judge,
Benipur
10.04.2026.

Date of Order	10.04.2026
Date of Reserving Order	10.04.2026
Uploading Date	18.04.2026
Uploaded by	Rajesh Kumar, BC cum OC.