

B.P. No. 914/2026

**IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-05TH,
EAST CHAMPARAN, MOTIHARI.**

Bail Petition No. 914 of 2026

Mithu Yadav @ Mithu Kumar S/o Ravan Yadav @ Ravan Rai,

R/O village- Amar Chhatauni, P.S.- Chhatauni,

District- East Champaran

----- **Petitioner**

VERSUS

State of Bihar

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

Appearance: -

Counsel for the petitioner : - Sri Chaitanya, Ld. Advocate.

Counsel for the State/O.P. : - Sri Manjay Kumar Mishra, Ld. P.P.

Date of Order: 04-05-2026

ORDER

1. This bail petition has been filed on behalf of accused/petitioner, namely, Mithu Yadav @ Mithu Kumar, who is in judicial custody since 05-02-2026 in connection with Muffasil P.S. Case No. 232 of 2025 registered for offences punishable u/s 126(2), 115(2), 118(1), 109, 303(2), 351(2), 191(2), 190 BNS.
2. The case of the prosecution, in brief, is that on 12-04-2025 around 10:00 PM, while the informant was chatting with his elder brother and neighbour, all of a sudden the accused persons lashed with deadly weapons, calling bad names appeared there and brutally assaulted informant his brother and his neighbour. On raising alarm people gathered there and their lives were saved. The accused persons also took away valuables and cash from them.
3. The learned counsel for the petitioner submitted that the petitioner is innocent, has been falsely implicated in this case, having clean antecedents, rotting in the jail custody since 05-02-2026. No other regular or anticipatory bail petition have ever been filed earlier in this court or before any other higher court on behalf of the petitioner except ABP No. 3257/25 same was rejected and anticipatory bail in Hon'ble High Court vide Cr. Misc.

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64472/25 same was refused. It was also argued that the co-accused persons have been granted bail, accordingly, prayer for bail was made.

4. The learned Addl. Public Prosecutor appearing on behalf of State has opposed the prayer for bail of petitioner, however, no substantive argument was made.

5. Heard both sides and perused case record.

6. At this stage, it may be noted that investigation has been completed, charge sheet has also been submitted, the co-accused persons has already been granted anticipatory bail, the petitioner has no criminal antecedent and he is incarcerated in the judicial custody since 05-02-2026 and no purpose would be served to keep him behind the bars.

7. Under these facts & circumstances of the case and taking into account of period of custody and all co-accused persons granted privilege of bail, the accused/petitioner namely Mithu Yadav @ Mithu Kumar, is also directed to be released on bail after furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of like amount each, to the satisfaction of the learned Court below with further condition that:-

- (i) One of the bailor shall be close relative.
- (ii) Petitioner shall physically present each and every date till framing of charge.
- (iii) He will not indulge in similar offence.

8. Let a copy of this order to be sent to the Court concerned.

(Dictated)

Sd/-

(Rajendra Kumar Sinha)

District & Addl. Sessions Judge-5th,

Motihari, East Champaran.

Dated: 04-05-2026