

IN THE COURT OF ADDITIONAL DISTRICT & SESSIONS JUDGE-I, GAYA
ANTICIPATORY BAIL PETITION No. 330/2026

1. Vishun Yadav @ Vishundeo Yadav S/o Late Rewat Yadav
 2. Vinay Yadav @ Brajesh Kumar S/o Vishun Yadav @ Vishundeo Yadav
 3. Sanjay Yadav @ Hari Yadav S/o Vishun Yadav @ Vishundeo Yadav
 All R/o Village- Barki Kuhri, P.S.- Fatehpur, District- Gaya ----- Petitioners
VERSUS

The State of Bihar

----- Opposite Party

30.03.2026

An anticipatory bail application has been filed on behalf of above named accused/petitioners, who are apprehending their arrest, in connection with **Fatehpur P.S. Case No. 565/2025**, for the offences registered U/s. **190, 191(2), 191(3), 126(2), 115(2), 117(2) 109, 132 of the B.N.S., pending in the Court of Ld. C.J.M., Gayaji.**

2. Heard both the sides on the bail application.

3. Learned defence counsel, submitted that prior to this, the petitioners have not filed either anticipatory or regular bail petition before this Court or the Hon'ble Patna High Court. It is further submitted that petitioners are innocent, committed no offence and have falsely been implicated in this case. It is further submitted that there is no specific overt act against the petitioners. Regular bail of other co-accused persons have already been admitted by Ld. Principal District & Sessions Judge, Gaya as well as by this Court vide B.P. No. 2272/2025 and B.P. No. 2387/2025 dated 11.09.2025 and 20.11.2025 respectively. Lastly, he submitted that the petitioners having no criminal antecedent. Hence, it is prayed for grant of anticipatory bail to the accused petitioners.

4. Per contra the Ld. A.P.P. appeared on behalf of State has opposed the prayer for bail.

5. Prosecution story, in brief, as per informant munna kumar s.i. of fatehpur p.s. is that on 04.08.2025 at about 10.00 p.m. he along with other police personnel were on patrolling duty and during this period informant got information that he is Investigation Officer of Fatehpur P.S. Case No. 564/2025 and he was directed to raid in the house of FIR named accused Ajay Yadav of the said case. On the basis of the said information, he along with other police personnel reached at the house of Ajay Yadav and when they tried to raid for arresting the accused, then accused Ajay Yadav along with his family members started attacking on the police personnel with brick and stones, due to which one Manoj Kumar sustained head injury then all police personnel informed about the incident to senior and return back to the police station from there. Local chowkidar disclosed the name of the eight accused persons including petitioners. 8-10 unknown persons were also involved in the occurrence. Thereafter at about 5.45 A.M. he along with other police personnel reached at Village-

Barki Kuhri and on raid in the house of all eight accused persons who were involved in attacking on the police, found four co-accused persons present in the house, who were arrested by the police.

6. Heard both the parties and perused the material available on record. From perusal of the case record, it appears that petitioners are named in the F.I.R., The allegation against the accused petitioner is that while informant S.I. along with other police personnel reached at the house of accused petitioner Ajay Yadav to arrest him in Fatehpur P.S. Case No. 564/2025 then they along with other co-accused persons attacked on the police personnel with brick and stones and causing injuries to them. Vide para 62 of the case diary, injury report of injured Manoj Kumar is available, has been found simple in nature. Investigation against the accused petitioners is still going on. Though regular bail of co-accused persons have already been granted by the Ld. Principal District & Sessions Judge, Gaya and by this Court but the case of this accused petitioner is stands on different footing as this is an anticipatory bail application.

7. Thus, considering the facts and circumstances of the case as discussed above, nature of offence, effect of offence on society as well as with regard to pending stage of the investigation, I am not inclined to enlarge the petitioners on anticipatory bail. Hence, the prayer for anticipatory bail to the petitioners is hereby **rejected**.

(Dictated)

Sd/-

(Shashi Kant Ojha)
Addl. Sessions Judge-1, Gaya
30.03.2026