

IN THE COURT OF ADDITIONAL SESSIONS JUDGE-I, GAYA,II
BAIL PETITION No. 181/2026

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1. Shivsharan Yadav S/o Late Sarju Yadav
2. Shamindra Yadav S/o Shivsharan Yadav
Both R/o Village- Dhindhaur Bigha, P.S.- Belaganj,
District- Gaya ----- Petitioners

VERSUS

The State of Bihar ----- Opposite Party

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09.03.2026

This bail application has been filed on behalf of above named accused/petitioners, who are in judicial custody since 11.12.2025 in connection with **Belaganj P.S. Case No. 608/2025**, for the offences registered **U/s. 126(2), 115(2), 109(1), 352, 351(2), 3(5) of the B.N.S., pending in the Court of Ld. C.J.M., Gaya.**

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 this is a cause of counter blast of Belaganj P.S. Case No. 607/2025 which is lodged by the petitioner no. 1 against the informant and his family members. Lastly he submitted that petitioner no. 1 having one criminal antecedent as Belaganj P.S. Case No. 357/2018 while petitioner no. 2 has no criminal antecedent and they are in judicial custody since 11.12.2025. Today Ld. Counsel for petitioner has filed a marriage Card of petitioner no. 2 and submitted that the marriage of the accused petitioner no. 2 Shamindra Kumar is scheduled to be held on from 11.03.2026 to 15.03.2026. Hence, it is prayed for grant of bail to the accused petitioners.

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

5. Prosecution case, in brief, as per informant is that on 20.10.2025 at around 6.30 P.M. accused Shivsharan Yadav, Brajesh Kumar, Samindra Kumar, Balakendra Kumar assaulted the informant and his son with rod, khanti, chapar and lathi, due to which his son sustained head injury.

6. Heard both the parties and perused the material available on record. From perusal, it appears that petitioners are named in the F.I.R. The allegation against the petitioners is that they along with other co-accused persons assaulted informant and his son. Injury report of informant's son namely Sikander Yadav is available at para 53 of the case diary and from perusal of the same, it transpires that the opinion of injury report has been kept reserved for want of CT scan report and X-ray report. Vide para 50 of the case diary, one criminal antecedent was found against the accused petitioner no. 1 while no criminal antecedent was found against petitioner no. 2. Petitioners are in judicial custody since 11.12.2025.

7. Considering the aforesaid facts and circumstances of the case, period of custody as well as the fact of marriage ceremony of accused petitioner No. 2, I think it fit to grant the bail to the petitioners. Accordingly, it is directed that the petitioners, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each, subject to the conditions that:-

- (i) If at any stage the opinion of injury report of injured is found grievous in nature, then prosecution is at liberty to file an application for cancellation of their bail bonds.
- (ii) One of the bailors shall be a close relative of the petitioners.
- (iii) They will not involved in any case except this case in future.
- (iv) They will make query regarding submission of charge-sheet and after submission of charge-sheet they will remain present physically on each and every date till framing of charge.

(Dictated)

Sd/-

(Shashi Kant Ojha)
Addl. Sessions Judge-1, Gaya
09.03.2026