

**In the Court of Additional Sessions Judge-II, Gaya**

**Anticipatory Bail Petition No. 628 of 2026**

[Arising out of Aanti P.S. Case No. 105 of 2025]

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Yashpal Kumar son of Rajdeo Yadav,

Resident of Vill.-Kabar, P.S.- Konch, District – Gaya (Bihar)

----- Petitioner

**VERSUS**

The State of Bihar

-----Opposite Party

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**Present- Nalin Kumar Pandey**

**19.03.2026**

1. This anticipatory bail application has been filed on behalf of above named accused petitioner, who is apprehending his arrest in connection with Aanti P.S. Case No.105 of 2025 registered for the offences punishable under Section 303(2), 316(5), 317(2), 318(4), 3(5) of BNS.

2. Sri Mukesh Kumar, the learned advocate has represented the accused petitioner. The prosecution is represented by the learned Public Prosecutor.

3. The Case of prosecution based on written application of informant Brajesh Thakur, Block Resource Person(MBY), Konch, posted on deputation to Pitri Paksha Mela, Gaya, in brief is that on 18.09.2025 at about 12:30 P.M., the Block Education Officer (BEO), Konch, informed him telephonically that 10 sacks of rice were found loaded on pick up truck bearing registration number BR02-GD-4222 near the Primary School, Ghonghimath and Urdu Primary School, Kazi Bigha, which was caught hold up by the villagers by calling 112 police team. In this regard, the District Program Officer, issued a letter number 1006/MBY, Gayaji dated September 18, 2025, for lodging the FIR. Accordingly, an FIR was lodged. It is further alleged that during the field inspection on 18.09.2025, he found fifteen sacks and half drums of rice near Urdu Primary School Qazi Bigha and as per the register, and weighing 644.400 kg of rice was available till 14.09.2025. Similarly, in Primary School Ghonghimath, there were 9 sacks of 30 kg of rice and as per the register, 724.600 kg of rice was found available on 16.09.2025. There was suspicion that the rice was loaded onto a pickup truck for selling in the market by the officials from Primary School Ghonghimath and Urdu Primary School.

4. The Ld. Counsel for the petitioner submitted that the petitioner was

not caught on the spot and nothing has been recovered from his conscious possession. He also submitted that the petitioner is driver of the alleged vehicle. On these grounds a prayer has been made for grant of anticipatory bail to the accused petitioner.

5. On the other hand, learned A.P.P. opposed the prayer for bail on the ground that the huge amount of grain was found loaded in the same vehicle, the petitioner was driving. The petitioner could not produce any valid document of carrying the same.

6. Heard the Ld. A.P.P. and the Ld. Counsel of defence and perused the case record. From perusal of the case record, it transpires that huge amount of grains allotted to two school namely Primary School, Ghonghimath and Urdu Primary School, Kazi Bigha for Mid-Day Meal for school children was found loaded on alleged pick-up truck bearing registration number BR02-GD-4222, which was driven by the present petitioner. The allegation is serious and the act is a kind of social crime as well as moral turpitude against the society.

7. Considering the above facts and circumstances of the case, this Court not found appropriate to grant anticipatory bail to the accused petitioner, at this stage.

This anticipatory bail application is hereby **rejected**.

Sd-  
(Nalin Kumar Pandey)  
Addl. Sessions Judge-II, Gaya  
19.03.2026