

IN THE COURT OF ADDITIONAL SESSIONS JUDGE-I, GAYA
BAIL PETITION No. 450/2026

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1. Shambhu Yadav S/o Haridwar Yadav
2. Haridwar Yadav S/o Late Mahavir Yadav
Both R/o village- Belhanti, P.S.- Muffassil,
District- Gaya Ji

----- Petitioners

VERSUS

The State of Bihar

----- Opposite Party

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23.03.2026

A bail application has been filed on behalf of above named accused/petitioners, who are in judicial custody since 07.02.2026 in connection with **Muffassil P.S. Case No. 134/2018**, for the offences registered **U/s. 147, 341, 323, 325, 307, 379 of the IPC, pending in the Court of Ld. CJM, Gaya Ji.**

2. Heard both the sides on the bail application.

3. Learned defence counsel, submitted that prior to this, the petitioners have not filed any regular bail petition before this Court or 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 regular bail of co-accused has already been granted in B.P. No. 2509/2023, dated 11.01.2024 and in B.P. No. 04/2026, dated 13.01.2026 by Ld. A.S.J.-V, Gaya and by this Court respectively. Delay in lodging the FIR has not been explained by the prosecution. Lastly he submitted that petitioners having one criminal antecedent as Muffassil P.S. Case No. 985/2025 relating to SC/ST Act in which they are on bail and they are in judicial custody in this case since 07.02.2026. Hence, it is prayed to grant the regular bail to the 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 19.04.2018 at about 6.00 A.M., she was at her home and all of sudden, accused petitioners along with 12 other co-accused persons came at the house of informant while abusing and accused Kapil Yadav caught hair of informant and threw her on the ground and assaulted her with fist and slaps. It is further alleged that accused petitioner Shambhu Yadav snatched gold earring of informant and he was dragging her out of the house. On raising alarm, informant's husband Birendra Yadav came

then he was also assaulted by the accused petitioner and co-accused persons with iron rod and khanti, due to which he received injury on head and left hand. It is further stated that Ramashish Kumar, nephew of the informant, was causing head injury. At that time, Rajesh Yadav was also present with revolver. Hence, this case was lodged.

6. Heard both the parties and perused the material available on record. From perusal, it appears that petitioner is named in the F.I.R. Allegation against the petitioner is that he along with other co-accused persons came at the house of informant and assaulted informant and his family members and causing injuries to them. Injury report of Ramashish Yadav and Birendra Yadav are available on case diary at para 13, 14, 15 & 16, wherein injury of Ramashish Yadav is found simple in nature but injury no. 4 of Birendra Yadav is found grievous in nature. Accused petitioners admitted to have one criminal antecedent related with SC/ST vide para 03 of their bail petition. They are in judicial Custody since 07.02.2026. Moreover regular bail of co-accused persons have already been granted by co-ordinate of this judgeship as well as by this Court.

7. Considering the aforesaid facts and circumstances of the case, I think, it is fit to enlarge the petitioners on bail. 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) Accused petitioners shall filed their bail bond after submission of charge-sheet against them.

(i) One of the bailors shall be a close relative of the petitioners.

(ii) He would not involve in any case in future except this case, otherwise the prosecution will be at liberty to move for cancellation of their bail bonds.

(Dictated)

Sd/-

(Shashi Kant Ojha)
Addl. Sessions Judge-1, Gaya
23.03.2026