

IN THE COURT OF PRINCIPAL SESSIONS JUDGE
DISTRICT-GOPALGANJ

Anticipatory Bail Petition No. 1027 of 2026

(Arising out of Vijaipur P.S. Case No. 217 of 2025, registered U/S 126(2), 115, 118(1), 109, 74 and 352/3(5) of the B.N.S.)

In the matter of :-

Name of the petitioner	: Vijay Yadav.
F.I.R. U/S	: 126(2), 115, 118(1), 109, 74 and 352/3(5) of the B.N.S.
Charge-Sheet U/S	: Not submitted
Counsel for the Petitioner	: Shri Ajay Kumar Mishra-II, ld. Adv.
Counsel for the State	: Shri Deo Vansh Giri, ld. P.P.

O r d e r.

08-06-2026

1. This Anticipatory bail petition filed on behalf of above named accused-petitioner, who is apprehending his arrest in connection with Vijaipur P.S. Case No. 217 of 2025, registered U/S 126(2), 115, 118(1), 109, 74 and 352/3(5) of the B.N.S., is put up for hearing.

2. As per the F.I.R., the prosecution case in brief is that on the basis of written application of the informant, Vijaipur P.S. Case No. 217 of 2025 has been lodged against the petitioner and others. It is inter alia alleged in the F.I.R. that on dated 05-07-2025 at about 10:00 pm in the night, informant's sister was sitting at her door. In the meanwhile, owing to previous land dispute, petitioner along with other accused persons armed with farsa, Gandasa and Bhala came at the door of informant with intention to kill him and started abusing. When informant's sister made protest, all the accused persons inflicted iron-rod blow on her head and she sustained bleeding injury on her head and she fell down.

3. It is submitted on behalf of accused/petitioner that he is innocent and has committed no offence and has been falsely implicated in this case due to previous enmity. It is further submitted that there is omnibus allegation in the F.I.R. and out of the accused persons, two have been granted bail by this court and the case of the petitioner stands on similar footing. It is further submitted that there is also a counter-case and Sec. 109 B.N.S. is not made out against the petitioner and it is a case of free-fighting. It is lastly submitted that petitioner bears clean past. On such strength, prayer for bail has been made by the petitioner.

4. Heard ld. Counsel appearing on behalf of the petitioner as well as ld. P.P. for the State. Ld. P.P. has opposed the prayer for bail of the accused-petitioner.

5. Having heard both the parties and perused the case record. From the perusal of the F.I.R. as well as case record, it transpires that petitioner is named in the F.I.R. but there is no specific allegation attributed against him rather the allegation is general and omnibus. It further appears that there is previous land dispute between the parties. Although, informant, witnesses and

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injured witness at para-02, 03, 07 and 08 of the case diary have supported the case of the prosecution but they have stated that both the parties belong to same village and informant has stated that there is previous land dispute between the parties. Para-28 of the case diary shows that petitioner has got no criminal antecedent. From perusal of the injury report of injured, it appears that injuries are found to be simple in nature caused by hard and blunt substance as mentioned at para-42 and 43 of the case diary. Injured herself stated that she did not take any further treatment except C.H.C., Vijaipur Hospital. From perusal of the record, it appears that there is land dispute between the parties. It further appears that some co-accused persons have been granted bail.

6. Considering the aforesaid facts and circumstances of this case, the prayer for anticipatory bail of the petitioner is allowed. It is accordingly ordered that in the event of arrest or surrender before the Id. Court-below within 30 days from the date of this order, the above named petitioner shall be enlarged on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of Id. Court-below subject to conditions as laid down U/S 482(2) B.N.S.S. **subject to conditions that one of the bailors shall be close relative of the petitioner and one shall be local with further condition that petitioner will give an undertaking that he will co-operate in the investigation/trial and he will not temper with the witnesses or evidence.**

Let a copy of this order along with lower court record be sent to the Id. Lower court for information and needful.

(Dictated)

(Geeta Gupta)
Principal Sessions Judge, Gopalganj.