

IN THE COURT OF ADDITIONAL SESSIONS JUDGE III,
DISTRICT:-GOPALGANJ (BIHAR)
Bail Petition No. 407 of 2026
(Arising out of Mirganj P.S. Case No. 213/2026)

Parmendra Yadav, S/o Santosh Yadav.

:-----**Petitioner.**

Versus.

The State of Bihar

:-----**Opp. party.**

Ld. Counsel for the Petitioner :- Shri Rajeshwar Prasad, Adv.

Ld. Counsel for the State :- Shri Deo Vansh Giri, P.P.

Order with signature of the Court

01-07-2026

1. This bail application is preferred by above named petitioner who is in jail custody since 02-04-2026, in connection with **Mirganj P.S. Case No. 213/2026, for the offences punishable under Sections- 352 of B.N.S. & 25(1-B)a, 26, 35 Arms Act**, is put up for hearing.
2. Heard Ld. Advocate for the petitioner as well as Ld. Addl. Public Prosecutor on behalf of the State.
3. As per FIR, prosecution case in brief is that on 02-04-2026 at about 00:30 AM, the informant Vikash Kumar Singh was organizing birthday party of his daughter. During the course of the celebration, two persons arrived on a motorcycle and they stopped there for watching the programme. Thereafter, both of them started dancing. When the women present in his house objected for their conduct, then they behaved indecently and using obscene and insulting language towards the women and also stated that now they will come with them. Thereupon, with the assistance of the persons present at the party, both individuals were apprehended. On interrogation, accused who was carrying a country-made pistol in hand disclosed his name as Parmendra Yadav and other person disclosed his name as Roshan Gupta. The motorcycle bearing Registration No. BR-28Y-4530 along with the country-made pistol, was kept in their custody. Thereafter, call to the Dial-112 emergency service, pursuant to which the police arrived at the spot. The apprehended accused persons as well as seized

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motorcycle and country-made pistol were handed over to Mirganj Police Station. Subsequently, F.I.R. has been instituted.

4. It is *inter alia* submitted on behalf of petitioner that he is innocent and has falsely been implicated in this case. Ld. Advocate for the petitioner submitted that this is the second bail application filed on behalf of the petitioner previously no any other bail petition either anticipatory or regular application has been filed either before the Hon'ble High Court of Judicature at Patna or before this court prior to present one. In para no. 03 of the bail petition, it has been stated that the petitioner has got one criminal antecedents. The petitioner is quite innocent and has committed no offence as alleged in the FIR. The petitioner has been falsely implicated in this case due to dirty village politics. It is further submitted that allegation against the petitioner U/s. 352 B.N.S. and 25(1-B)a, 26, 35 Arms Act are totally false against the petitioner. Moreover, petitioner is in jail custody since 02-04-2026. On such strength, prayer for bail has been made.
5. *Per contra*, ld. P.P. for the State has opposed the prayer of bail of the petitioner.
6. Having heard both the parties, I have gone through the case record along with case diary. From perusal of case record, it appears that Mirganj P.S. Case No. 213/2026, for the offences punishable under Sections- 352 of B.N.S. & 25(1-B)a, 26, 35 Arms Act had been lodged against the accused persons. There is only allegation against the accused petitioner that he along with co-accused misbehaved indecently and using obscene and insulting language towards the women and also stated that now they will come with them. From perusal of case diary, it appears vide para no. 52 that charge sheet has been submitted

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against the accused petitioner. It also appears that there are general and omnibus allegation against the accused petitioner. Moreover, petitioner is languishing in jail custody since 02-04-2026.

7. Considering the above facts and circumstances of the case and the period of detention undergone by the petitioner. The petitioner **Parmendra Yadav, is directed to be released on bail**, furnishing bail bond of Rs. 10,000/- with two sureties of like amount each to the satisfaction of the learned court concern subject to following conditions that **1. One of the bailor will be family member of the petitioner and 2. accused petitioner has to file undertaking that he will not indulged in such type of offence in future otherwise concerned court will have liberty to cancel his bail bond.**

Let a copy of this order be transmitted to concerned court forthwith and the order be uploaded on C.I.S. immediately.

This order is dictated and corrected by me.

Dictated

(Rajendra Kumar Pandey)
District & Addl. Sessions Judge III,
Gopalganj.

Date of order	01-07-2026
Date of reserving order	01-07-2026
Uploading date	01-07-2026
Uploaded by	Shobhit Kumar