

In the Court of District & Addl. Sessions Judge-II, Gopalganj.

A.B.P. No. 1123/2026

Satendra Yadav :-----Petitioner

V r s

The State of Bihar :----- Opposite party

Counsel for the petitioner :----- Sri Ramnath Sahu, Advocate

Counsel for the Opposite party:----- Sri Deobansh Giri, P.P.

<u>28-07-2026</u>	<u>O r d e r</u>	Remarks
	Anticipatory bail petition filed on behalf of the petitioner namely Satendra Yadav, who is apprehending his arrest in connection with Baikunthpur P.S. Case No. 208/26, registered U/s 126(2), 115(2), 117(2), 118(1), 109(1), 352, 303(2)/3(5) BNS. The prosecution case in brief is that above named petitioner along with other co-accused persons have assaulted to the son of the informant namely Chhote Alam because of earlier dispute due to which his jaw got broke and admitted to the hospital for treatment. Hence, the FIR. Learned counsel appearing on behalf of the petitioner argued that the petitioner is innocent and committed no offence. Learned counsel further argued that the petitioner is falsely implicated. Learned counsel further argued that the petitioner has one case of Excise Act. With these arguments learned counsel for the petitioner prayed for grant of anticipatory bail to the petitioner. On the other hand the learned P.P. for the State that offence alleged to have committed by the petitioner is serious in nature and petitioner is not entitled to grant anticipatory bail. Having heard the ld. Counsel for the parties and perused the case diary. There is delay of six days in registration of the case. There are total six accused persons in this case out of which one is petitioner. The allegation against the petitioner along with other co-accused is that they have assaulted to the son of the informant due to which his jaw got broke because earlier dispute was there between them. The injury of the injured is shown as road traffic	

Contd. <u>28-07-2026</u>	accident. The case is appearing to the case of accident not the case of assault from the hand of the accused person, it has been given colour of assault and the same has been supported by independent witness Bakil Rai as per paragraph no. 8 of the case diary that both parties have falsely added the name of other people in their respective cases because they helped the family members and the injured in admitting them in the hospital for treatment, whereas they have nothing to do with the incident. The case appears to be an accident in which the involvement of this petitioner is not appeared during investigation. In the supervision note as per paragraph no. 15 of the case diary, the police has found the case of non-cognizable offence during investigation. Therefore, there is no apprehension of arrest. Considering the above facts and circumstances of the case, anticipatory bail of the petitioner is hereby allowed. Let the petitioner in the event of arrest or surrender within four weeks of the instant order before the Court below be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of the Court below subject to condition as laid down U/s 482 of BNS. (Dictated) (Kailash Joshi) A.S.J.-II 28.07.2026	
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