

01.06.2026	IN THE COURT OF ADDL. SESSIONS JUDGE-II, KAIMUR AT BHABUA <u>Anticipatory Bail Petition No. 879 of 2026</u> Chetan Yadav & Ors V/s State An anticipatory bail petition filed on behalf of the accused-petitioners namely Chetan Yadav, Pritam Yadav and Ramnarayan Yadav who are apprehending their arrest in connection with Durgawati P.S Case No. 162 of 2026 registered for the offence U/s 126(2), 115(2), 118(1), 109, 352, 351(2), 303(2), 74, 3(5) of BNS. Copy of bail petition has duly been served to ld. A.P.P. Heard learned counsel Sri Ravindra Nath Choubey on behalf of the petitioners and learned APP for the State. Prosecution story in short is that, on 07.05.2026 at about 08:00PM while the informant's son was returning from invitation, all the accused persons of this case assaulted him with lathi, knife, pistol etc. On commotion, the informant went there and tried to save her son then they torned her blouse, snatched her ear ring and took Rs.19000/- from her blouse. Further alleged that when the informant's husband reached there they also assaulted him. Learned counsel for the accused petitioners submit that they are quite innocent and have committed no offence whatsoever. Earlier petitioners have not filed any bail application either in this court or any superior court. Petitioners have no criminal antecedent. All the alleged sections areailable except 109, 74 & 303(2) of BNS and are super added only with a view to make this case non-ailable. On the basis of above facts ld. counsel for the accused petitioners submit that they are entitled for anticipatory bail. On the contrary ld. counsel for the prosecution has vehemently opposed the prayer for anticipatory bail. Heard both the sides. Perused the case record, it transpires that petitioners are carrying an allegation of assault to the informant and her family. Petitioner Chetan Yadav has filed an FIR against the family members of informant in which allegedly petitioner Ramnarayan was brutally assaulted. Injuries allegedly sustained by the informant and others do not attract offence U/s 109 of BNS as no assault on is on vital part of the body and injuries caused by hard and blunt substance. Alleged sections 109, 303(2), 74 of BNS appears to be ornamental. Considering these facts, petitioners are directed to be released on bail in the event of their arrest or surrender on furnishing bail-bond of Rs.10,000/- with two sureties of the like amount each to satisfaction of the court below within four weeks from the receipt of copy of this order. (Dictated) Sd/ A.S.J II Kaimur	
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