

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-III, KATIHAR
ANTICIPATORY BAIL PETITION No. 745/2026
(Arising out of Kursela P.S. Case No. 158/2026)

Kishore Kumar Yadav and Others ... Petitioners
Versus
The State of Bihar ... Opposite Party

Ld. Counsel for the Petitioner:- Sri Niraj Kumar Singh, Advocate
Ld. Counsel for the State :- Sri Panchanand Singh, APP

Date of hearing/Disposal: 16.06.2026

ORDER

An anticipatory bail petition has been filed on behalf of the accused petitioners namely (1) Kishore Kumar Yadav, (2) Himanshu Kumar, (3) Anshu Kumar and (4) Aman Kumar Yadav, who are apprehending their arrests in connection with Kursela P.S. Case No. 158/2026 for the offences registered U/S 126(2), 115(2), 118(1), 303(2), 352, 351(2)/3(5) of the B.N.S. The copy of the same has already been duly served to the Ld. Addl. P.P. for the State.

Heard the Ld. counsel for the petitioners and the learned A.P.P. for the State.

The Ld. counsel of the petitioners have submitted that earlier, no B.P. or A.B.P. on behalf of the accused petitioners has been filed or moved before this court or before the Hon'ble High Court, Patna. The petitioners are innocent and they have not committed any offence at all and have been falsely implicated in this case. Petitioners have no criminal antecedent. That the father of the petitioner Aman Kumar Yadav has filed a counter case vide Kursela P.S. 159/2026. That the petitioner Aman Kumar Yadav got injured in this occurrence. That the petitioners belongs to very poor family. Petitioners are ready and willing to abide by the terms and conditions laid down by this court. Petitioners are ready to furnish local and solvent bailors to the court satisfaction. Accordingly, prayed to grant bail.

On the other hand, the Ld. Addl. P.P. vehemently opposed the prayer of anticipatory bail filed on behalf of the above named accused petitioners and submitted that the petitioners have committed the alleged offence under well planned manner. Hence, it is requested to reject the petition of the above named accused petitioners.

The case of the prosecution, in brief, is that on 24.04.2026, a group led by Kishore Kumar Yadav allegedly entered in Baby Devi's hotel at Kursela Chowk, assaulted her family members, took Rs. 9,000/- from the cash counter and

damaged the shop. Gaurav Kumar sustained a head injury after being hit with an iron rod. The incident allegedly arose out of a dispute regarding the return of a Rs. 3.5 lakh security deposit paid for a rented room. Hence, the present case.

Heard rival submission of the Ld. counsel on behalf of the accused petitioners and the Ld. Add.P.P. for the State and perused the C.D. From perusal of the same, it transpires that the present Kursela P.S. Case No. 158/2026 has been registered U/S 126(2), 115(2), 118(1), 303(2), 352, 351(2)/3(5) of the B.N.S. against the accused persons. Petitioners are named accused of the F.I.R. and general and omnibus allegations have been made against these petitioners. The case arose regarding the refund of a security deposit of Rs. 3.5 lakhs, indicating pre-existing enmity between the parties. The injury appears to be simple in nature and there is no any criminal antecedent against the petitioners. They are ready to cooperate into investigation and trial of this case and there is no chance of absconding or tampering with the evidence.

Hence, considering the above facts and circumstances of the case, the present anticipatory bail petition of the above named accused petitioners are hereby **allowed** and the petitioners in the event of their arrest or surrender **within four (4) weeks of this order**, shall be admitted to bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of the like amount each to the satisfaction of the court.

(Sd/-)

D.A.S.J.-III, Katihar
16.06.2026