

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-III, KATIHAR
BAIL PETITION NO. 478/2026
(Arising out of Nagar (Sahayak) P.S. Case No. 936/2025)

Kanhaiya Yadav

... Petitioner

Versus

The State of Bihar

... Opposite Party

Ld. Counsel for the petitioner:-

Sri Pratik Sharma, Advocate

Ld. Counsel for the State :-

Sri Panchanand Singh, APP

Date of hearing/Disposal: 25.05.2026

ORDER

A regular bail petition has been filed on behalf of the accused petitioner namely (1) Kanhaiya Yadav, who is apprehending his arrest in connection with Nagar (Sahayak) P.S. Case No. 936/2025 for the offences registered U/S 126(2), 115(2), 303(2), 308(3), 352, 351(2)/3(5) of BNS. 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 petitioner and the learned A.P.P. for the State.

The Ld. counsel of the petitioner has submitted that no B.P. or A.B.P. on behalf of the accused petitioner has been filed or moved earlier before this court or before the Hon'ble High Court, Patna. The petitioner is quite innocent and has committed no offence and she has been falsely implicated in this case. That the petitioner has three criminal history. That there is no specific allegation made against the accused petitioner. That there is not a single relevant fact or any substantive piece of evidence against the petitioner. That the petitioner is languishing in judicial custody since 23.02.2026. The petitioner is local man and no chance of his absconding. The petitioner is ready to furnish local and solvent bailors to the satisfaction of the court. Accordingly, prayed to grant bail.

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

The case of the prosecution, in brief, is that on 17.09.2025 at about 10:10 PM, while returning after purchasing goods from Mirchaibari, Vishwajit Kumar was allegedly intercepted near Sirja Colony Gate by Monu Shiekh, Kanhaiya Yadav, Mohammad Saifi and others. The accused allegedly snatched a gold chain of worth Rs. 92,000/- and Rs. 55,000/- cash from him. Monu Sheikh allegedly threatened him with a country-made pistol, demanded extortion money and threatened to kill him. On arrival of local people and the informant, the accused fled away, during which Monu Sheikh

allegedly fired one round and threatened the informant with dire consequences if any case was lodged. Hence, the present case.

Heard rival submission of the Ld. counsel on behalf of the accused petitioner and the Ld. Add. P.P. for the State and perused the Case Diary. The present Nagar (Sahayak) P.S. Case No. 936/2025 has been registered U/S 126(2), 115(2), 303(2), 308(3), 352, 351(2)/3(5) of BNS against the accused person. The petitioner is the named accused of the FIR, but the allegation against the petitioner is mainly of snatching the gold chain, while the allegation of firing is against the co-accused Monu Sheikh. That no firearm or incriminating articles have been recovered from the possession of the petitioner. The investigation is complete and charge-sheet has been submitted. The petitioner is languishing in judicial custody since 23.02.2026 and he is ready to cooperate into trial of this case. There is no chance of absconding or tampering with the evidence by the petitioner.

Hence, considering the above facts and circumstances of the case, the present anticipatory bail petition of the above named accused petitioner is hereby **allowed** and the petitioner in the event of her 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/-)

(Sunil Kumar Singh-III)
D.A.S.J.- III, Katihar
25.05.2026