

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-III, KATIHAR
ANTICIPATORY BAIL PETITION No. 718/2026
(Arising out of Rautara P.S. Case No. 27/2026)

Biplav Yadav

...

Petitioner

Versus

The State of Bihar

...

Opposite Party

Ld. Counsel for the petitioner:-
Ld. Counsel for the State :-

Sri Rakesh Kumar, Advocate
Sri Panchanand Singh, APP

Date of hearing/Disposal: 03.06.2026

ORDER

An anticipatory bail petition has been filed on behalf of the accused petitioner namely (i) Biplav Yadav, who is apprehending his arrest in connection with Rautara P.S. Case No. 27/2026 for the offence registered U/S 126(2), 115(2), 117(2), 109, 352, 351(3)/3(5) of the B.N.S. The copy of the same has 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 submitted that no B.P. or A.B.P. has earlier been filed or moved on behalf of the petitioner before this or before the Hon'ble Court. The petitioner is quite innocent and has not committed any offence and he has been falsely implicated in this case. That the petitioner has nothing to do with the alleged crime. That the co-accused has already been granted bail by A.D.J.-III, Katihar and the case of this petitioner stand on similar footing. Petitioner has one criminal antecedent. The petitioner is local man and there is no chance of his absconding. Accordingly, prayed to grant bail.

On the other hand, the Ld. Addl. P.P. 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 as per the written application of the informant namely Mannu Chauhan, in brief, is that on dated 30-01-2026 at about 10:30 A.M., his son-in-law namely Subhash Chauhan was going from his house to Barbanna, Purnia. Meanwhile, when he reached at Rautara Toll Plaza the accused person picked him and took him to Diwanganj and assaulted him with Pistol and Iron rod and threw him in a half-dead state on the banks of Diwanganj canal and ran away. Hence, 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. From perusal of the same, it transpires that the case has been registered for the offence punishable U/S 126(2), 115(2), 117(2), 109, 352, 351(3)/3(5) of the B.N.S. against the accused persons. Petitioner is named in the F.I.R. and there is serious allegation of assault. The petitioner along with other accused persons, allegedly intercepted the injured, forcibly took him to another location and assaulted him with iron rods with intention to kill him. The occurrence is supported by the statement of the injured victim, who specifically disclosed the incident during treatment. Injury has been found grievous at left parietal region. The other co-accused has not been granted anticipatory bail and so no question of similar footing arise. The investigation is still pending. Petitioner has one criminal antecedent and the allegation is serious in nature and investigation is also going on.

Hence, considering the aforesaid facts and circumstances and discussions made herein above and keeping in mind the seriousness of accusation and gravity of offences, I am not inclined to enlarge the petitioner namely (i) Biplav Yadav on anticipatory bail at this stage. Accordingly, prayer for anticipatory bail of the above named accused petitioner stands **rejected**.

(Sd/-)

(Sunil Kumar Singh-III)
D.A.S.J.-III, Katihar
03.06.2026