

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-III, KATIHAR
ANTICIPATORY BAIL PETITION NO. 767/2026
(Arising out of Manihari P.S. Case No. 109/2026)

Madan Yadav & Others

... Petitioners

Versus

The State of Bihar

... Opposite Party

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

Sri Pawan Kumar Diwedi, Advocate
Sri Akhilesh Singh, APP

Date of hearing/Disposal: 01.06.2026

ORDER

An anticipatory bail petition has been filed on behalf of the accused petitioners namely (1) Madan Yadav, (2) Umesh Yadav, (3) Bihari Yadav, (4) Birendra Yadav and (5) Mukesh Yadav, who are apprehending their arrests in connection with Manihari P.S. Case No. 109/2026 for the offence registered U/S 190, 191(2), 191(3), 115(2), 126(2), 308(4), 308(5), 61(2), 351(2), 352, 303(2) 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 no B.P. or A.B.P. on behalf of the accused petitioners have been filed or moved earlier before this court or before the Hon'ble High Court, Patna. The petitioners are quite innocent and have committed no offence and they have been falsely implicated in this case. That the petitioners have one criminal history. That the main accused of this case is already granted bail earlier. The petitioners are local man and no chance of their absconding. The petitioners are 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 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 the informant Janardan Yadav alleged that on 12.04.2026 at about 10:00 AM, he had gone to harvest wheat crops standing on his ancestral land with the help of labourers. During the harvesting, the accused persons, namely Ram Niwas Yadav @ Pagal Yadav and others arrived there and stopped the harvesting work. They allegedly threatened the informant, stating that since their brother had been sent to jail, the informant must pay Rs. 50,000/- as extortion money. The informant and accused Umesh Yadav pointed a country-made pistol at him and snatched Rs. 6,200/- from his pocket. 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 LCR. From perusal of the same, it transpires that present Manihari P.S. Case No. 109/2026 has been registered U/S 190, 191(2), 191(3), 115(2), 126(2), 308(4), 308(5), 61(2), 351(2), 352, 303(2) of the B.N.S. against the accused persons. The petitioners are named accused of the FIR, but the allegations levelled against them are general and omnibus in nature. There is a land dispute between the parties regarding harvesting of crop. Any injury has not been found at the body of victim. There is allegation that accused assaulted with Lappar-Thappar. Rest allegation appears to be exaggeration. They are ready to co-operate 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 arrests 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
01.06.2026