

**IN THE COURT OF
DISTRICT & ADDITIONAL SESSIONS JUDGE-I
MUNGER, BIHAR
Regular Bail Application No. 834 of 2026**

**Santosh Yadav Vs State of Bihar
Muffasil P.S. Case No. 129 of 2026**

Order dated: 15.05.2026

ORDER

15.05.2026

The present Regular Bail Application has been preferred by Petitioners namely **(1) Santosh Yadav** s/o Late Wakil Yadav who is in judicial custody since 13.03.2026 in connection with Muffasil P.S. Case No. 129 of 2026 under Sections 109(1), 126(2), 238, 115(2), 118(1), 74, 75, 352, 351(2), 61(2) & 3(5) of BNS and under Section 27 of Arms Act pending in the Court of Ld. C.J.M., Munger. Learned Counsel for the Petitioner is present on calling and Learned Additional Public Prosecutor on behalf of the State as well as Ld. Informant's Counsel is also present.

As per the Bail Application, it is submitted that the Petitioner is innocent and he has not committed any offence and falsely implicated in this case. He further submits that the Petitioner is serious candidate of Mukhiya in forthcoming gram panchayat election and he has been Mukhiya of the panchayat concern earlier. The Informant at the instance of his family members falsely implicating this Petitioner to disqualify upon to make a candidate of Mukhiya election. No case is made out against the Petitioner as alleged in FIR. From perusal of the case diary that there the injury has been found simple in nature. In para-2 of the Application, it is certified that the Petitioner has not previously filed any bail application before this Court or Hon'ble High Court of Patna. The Petitioner have two criminal antecedents in para-3 of the bail petition. The Petitioner is in judicial custody since 13.03.2026. The Petitioner is ready to furnish the bail bond and he is also ready to comply with direction of this Court. Hence, it is prayed to enlarge the Petitioner on Bail.

Learned Additional Public Prosecutor on behalf of the State vehemently opposed the present Bail Application

As per the written statement of the prosecution story is that the

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Informant Lata Devi, wife of Billo Yadav, stated that on 09.03.2026, her neighbour Sunny Kumar assaulted her son Sonu Kumar with a stick, after which Dial 112 was called. In retaliation for calling the police, on 11.03.2026 at about 10:00 PM, Sunny Kumar and his brother Sushant Kumar again came to her house and assaulted her son and the Informant. During the occurrence, Sunny Kumar fired at her son with a country-made pistol with the intention to kill him, but he escaped inside the house. On 12.03.2026 at about 5:00 AM, **Santosh Yadav (Petitioner)**, Sunny Kumar, Sushant Kumar, Sixer, Ravish Yadav, and other unknown persons came armed with firearms near her house. On the order of Santosh Yadav, they opened indiscriminate fire at her house and threatened to kill her entire family if the police were informed. The incident was recorded by her son on his mobile phone. Bullet marks were found on the house, and her family has been living in constant fear since the occurrence.

Heard both sides and perused the records.

From perusal of the case records, it appears that the petitioner is named in FIR along with others and there is allegation against him to order other co-accused persons to fire on the Informant's house and threatened to kill her and her family members. All prosecution witnesses in paras-2, 6, 7, 20 & 21 of the case diary have supported the case of prosecution. Para-46 of the case diary disclosed three criminal antecedents against the Petitioner. Paras-46 & 47 of the case diary contained injury report of injured persons in which doctor has opined no any external injury of injured persons. This case still under investigation and the Petitioner is in judicial custody since 13.03.2026. Ld. Informant Counsel filed a compromise petition and submits that there is compromise between both sides and Informant along with her husband and injured person have appeared before this Court who have supported the the factum of compromise between both sides.

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Therefore, considering aforesaid facts and circumstances of the case as discussed above, nature of the allegation, present status of this case, nature of injuries, three criminal antecedents against the Petitioner as per case diary, compromise between both sides as well as period of custody, I am of the view that the Petitioner deserves the privilege of Bail with conditions.

Accordingly, the prayer of bail of the Petitioner namely **Santosh Yadav is hereby Allowed** with conditions on furnishing bail bonds of Rs.10,000x2/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Court concerned with condition that;

1. Both bailors will be close relative of the Petitioner who undertakes how they are related with the Petitioner.
2. The Petitioner undertakes not to threat the prosecution witnesses after his release and co-operate the police during investigation.

Dictated,

Sd/-

District & Addl. Sessions Judge-I, Munger

Dated: 15.05.2026

Date of Order/Judgement	15.05.2026
Uploading Date	16.05.2026
Uploaded By	Neeraj Kumar Pandey (Steno)