

In the Court of Sessions Judge, Madhepura.
A.B.P. No. 229/2026
(Arising out of Madhepura P.S. Case No. 109 of 2026)

1. Manoj Yadav S/o Late Balram Yadav,
Resident of village – Madhepura, Ward No. 18, P.S. & District - P.S. &
District – Madhepura.Petitioner.

Versus

The State of BiharOpposite Party.

12.03.2026

ORDER

This application for anticipatory bail filed under section 482 BNSS on behalf of the petitioner Manoj Yadav, who is apprehending his arrest in connection with Madhepura P.S. Case No. 109 of 2026 under Sections 126 (2), 115 (2), 109, 117 (2), 303, 352, 351 (2), (3) and 3 (5) of the B.N.S., is pressed today for hearing.

Heard Chandra Kant Jha, learned counsel appearing on behalf of the above named petitioner and Sri Bibeka Kumar Singh, learned P.P. appearing on behalf of the State of Bihar.

It is alleged in the F.I.R. by the informant Romit Kumar that on 28.01.2026 on Wednesday at about 07.00 P.M. - 08.00 P.M. in the night the informant was returning to his house and when the informant reached at Jaipalpati Chowk then co-accused Manish Yadav called the informant and stopped him. The petitioner was also present there. Besides the petitioner and his son accused Manish Yadav, 03-04 persons were also present there to whom the informant could not identify. All the persons surrounded the informant and they assaulted with rod, lathi and hockey stick on the back portion of head and nose of the informant with intention to kill due to which blood started oozing out from the nose of the informant. It is further alleged that co-accused Manish Kumar pointed country made katta on the informant and snatched Rs. 7,000/- from the pocket of the informant and threatened to shoot him if he (informant) informed the police station.

The learned counsel appearing on behalf of the petitioner submitted that the petitioner is innocent and the petitioner has not committed any offence as alleged in the F.I.R. The petitioner has falsely been implicated in this case due to dirty village party politics and grudge. There is no no specific allegation of assault against the petitioner. The petitioner had never any intention to kill the informant. No case under section 109 B.N.S. appears to be made out in this case. One criminal case is pending against the petitioner.

Learned Public Prosecutor appearing on behalf of the State of Bihar opposed the prayer for anticipatory bail of the petitioner.

Perused the xerox copy of the case diary. The petitioner is named in the F.I.R. The

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informant in his re-statement vide paragraph – 02 and the witnesses in their statements vide paragraphs – 6, 7 and 8 of the case diary have supported the prosecution case. At paragraph – 55 of the case diary the injury report of the informant / injured is mentioned, which goes to show that the injured received three injuries on his person out of which injury No. 1 i.e. fracture mid shaft of ulna is found grievous and rest injuries are found simple in nature by the doctor. The investigation of the case is going on.

Considering the above facts and circumstances of the case, I find that this is not a fit case for grant of anticipatory bail. Hence, the petitioner is directed to surrender before the learned trial court and seek regular bail and the learned trial court shall consider the prayer for regular bail of the petitioner taking into consideration of the fact that there is no specific allegation of assault against this petitioner and the materials available on the case record, without being prejudiced by this order.

With the above observations, the prayer for anticipatory bail of the petitioner Manoj Yadav stands **disposed off** in connection with Madhepura P.S. Case No. 109 of 2026.

Dictated

Balram Dubey
12-03-26
(Balram Dubey)

Sessions Judge, Madhepura.