

IN THE COURT OF SESSIONS JUDGE NALANDA (BIHARSHARIF)

A.B.P. No. 1480/2026

Arising out of Sarmera P.S. Case No. 151/2026

Present : Sushant Kumar
Sessions Judge, Nalanda

Mogal Yadav @ Mangal Yadav

-----Petitioner

Vrs.

The State of Bihar

----- Prosecution/O.P.

For the Petitioners : Mr. Kamlesh Kumar, Ld. Adv.

For the State : Mr. Anuj Kumar, Ld. P.P.

07.09.2026

1. Heard learned counsel for the petitioner, namely, Mogal Yadav @ Mangal Yadav who is apprehending his arrest in connection with Sarmera P.S. Case No. 151/2026 registered under Sections 115(2), 126(2), 109(1), 352 of B.N.S. Also heard learned P.P. for the State.

2. Prosecution case, in short, is that the informant Rajo Yadav submitted his written report alleging therein that on 04.07.202 at 9 O'clock he was at his house. At that time his nephew i.e. the petitioner was getting constructed stair without measurement of land. When he protested then the petitioner assaulted him with lathi-danda. Thereafter, the petitioner assaulted him with brick upon his head causing head injury. Son of the informant took him to hospital for treatment.

3. Learned counsel appearing for the petitioner submitted that earlier no bail petition either regular or anticipatory on behalf of the petitioner has been filed either before the Court of Sessions or before the Hon'ble High Court, Patna. Petitioner is innocent, has committed no offence and has falsely been implicated in the present case. Petitioner has one criminal antecedent as mentioned in para 3 of the bail petition. The prosecution story is false and concocted. Petitioner has no concern with the alleged occurrence but due to village politics his name has been added in the F.I.R. Petitioner is ready to offer the substantial sureties to the satisfaction of the learned Court. Based on above submissions, he has prayed that the petitioner be granted bail.

4. On the other hand learned P.P. for the State opposed the prayer for anticipatory bail of the petitioner.

5. Perused the case record. As per allegation, the petitioner assaulted the informant with

P.T.O.

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lathi danda and also assaulted with brick upon his head. Witnesses in case diary have supported the prosecution version. From injury report of the informant, it appears that he sustained injuries upon his head and chest. The case is under investigation. Statement has been made in para 3 of the bail petition that petitioner is also accused in one other case.

6. Considering the aforesaid facts and circumstances of the case and nature of allegation, this Court is not inclined to grant anticipatory bail to the petitioner. Hence, the prayer for anticipatory bail of the petitioner, Mogal Yadav @ Mangal Yadav is hereby **rejected.**

(Dictated & corrected)

Sd/-
(Sushant Kumar)
Sessions Judge, Nalanda,
Biharsharif.

Date of Order	07.09.2026
Date of Reserving Order	07.09.2026
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