

IN THE COURT OF DISTRICT & ADDITIONAL SESSIONS JUDGE-V, SAHARSA

Dated, Saharsa, the 27th April, 2026

Present:- Mohd. Tarique Mustafa, District & Addl. Session Judge-V Saharsa

A.B.P. No. 388/2026 (Arising out of Patarghat P.S. Case No. 146/2025)

Mantu Yadav @ Mantu Kumar..... Petitioners Vs State of Bihar

In the matter of :-

1. Mantu Yadav @ Mantu Kumar S/o- Sri Janardan Yadav,
R/o – Village- Bhaddi, Ward No. 14, P.S- Patarghat and District Saharsa **Petitioner**
Vs

State of Bihar

.....**Opposite Party**

Appearance :-

For the Petitioner :- Sri Shailendra Kumar, Advocate

For the State :- Sri Kailash Bishwas, Ld. A.P.P.

Sl. No.	Date of proceeding	Order with the signature of the court	Office action taken with date
	27.04.2026	This anticipatory bail petition has been filed on behalf of the petitioner namely Mantu Yadav @ Mantu Kumar who is apprehending his arrest in connection with Patarghat P.S. Case No. 146/2025 registered under Sections- 325, 326(7), 109 of B.N.S, 2023. 2. Heard the arguments of the learned counsel for the petitioner and the learned A.P.P. for the State. 3. It is submitted by the learned counsel for the accused petitioner that petitioner is innocent and has falsely been implicated in this case. It is further submitted that no bail petition on behalf of petitioner has ever been moved either before this Court or before the Hon'ble High Court, Patna prior to it. That there is inordinate delay in lodging of FIR. That on on 17.11.2025 a social community meeting was held regarding the said fire incident, in which over all people of society and Panchayat representative were present and	

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<u>Cont/2-</u> <u>27.04.2026</u>	when the Panches asked the informant about the incident, he stated that he had not seen anyone setting the fire and that he would not falsely implicate anyone and the Panches advised the informant to report the matter to the concerned authorities so that compensation could be provided by the Govt. However, due to a conspiracy the informant lodged in FIR against the petitioner, which is against the principles of natural justice. It is further submitted that petitioner is man of means and there is no chance of his absconding or tampering with the evidence in this case and he is ready to furnish sound sureties to the full satisfaction of the learned court. Upon these grounds, the learned counsel prays to grant anticipatory bail to the petitioner. 4. On the other hand, the learned A.P.P. for the State opposed the prayer of anticipatory bail. 5. Rival submissions considered, Record perused. 6. The prosecution case, emerges as per typed information of the informant, Bittu Kumar is that on 14.11.2025 he along with his father Naveen Yadav was sleeping in the premises of their poultry farm and residential house. At around 12:30 A.M, he heard a fire. He woke up and saw that his poultry farm and residential house were	
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<u>Cont/3-</u> <u>27.04.2026</u>	engulfed in a massive fire. His father Naveen Yadav, was burned in the fire. He somehow managed to save him. Only then he saw Mantu Yadav, running north/east with a Gallon in his hand. By the time the villagers woke up, 4000 chickens worth approx. Rs. 6 lakhs, 50,000/- cash amount, a house worth Rs. 8-10 lakhs, land documents, beds, clothes, two mobile phones with numbers 7667800633 and 9534590405, utensils and food and drinks were all burnt to ashes. This fire has caused a loss of approx. Rs. 8-10 lakhs. He is fully convinced that Mantun Yadav S/o Janardan Yadav set fire to his chicken farm house and residential house. 7. From perusal of record, it transpires that FIR lodged against the petitioner on 18.11.2025 and the date of occurrence is 14.11.2025, the FIR was registered after 4 days from the date of occurrence. There is no any explanation regarding the delay of lodging in FIR. Admittedly received injury in this case, the father of informant had burnt in the fire, for which doctor has opined that all injuries are simple in nature caused by fire. As per FSL report the cause of fire is not ascertained. No material on the record which substantiate the allegation against the petitioner as alleged in the FIR and moreover all the witnesses are near	
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relatives of the informant. However, without going into the merit of the case, it would be observed that in the whole investigation police has found no any materials against the petitioner. The petitioner is having clean past antecedent.

8. Considering the totality of the facts and circumstances, the prayer for anticipatory bail of petitioner **Mantu Yadav @ Mantu Kumar** is **allowed** and in the event of arrest or surrender of the petitioner within a period of three weeks from today, he is directed to be released on bail subject to furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) each with two sureties in the like amount each to the satisfaction of the learned jurisdictional Magistrate where the case is presently pending, further subject to the conditions as laid down u/s 482(2) of BNSS.

(Dictated)

Sd/-

(Mohd. Tarique Mustafa)

D.A.S.J-V, Saharsa

27.04.2026

Date of Judgement/Order	27.04.2026
Date of Reserving Judgement/Order	27.04.2026
Uploading Date	
Uploaded by	Ujjawal Kumar (Stenographer)

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D.B. No. _____ Dated _____

Copy of the order dated 18.04.2026 in connection with Saharsa P.S. Case No. 1091/2025 is forwarded to the court of Ld. C.J.M., Saharsa for information and needful.

D.A.S.J-V, Saharsa

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