

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 10th June, 2026

Present:- Dinesh Sharma, Principal District & Session Judge, Saharsa

A.B.P. No. 497/2026 (Arising out of Baijnathpur P.S. Case No. 18/2026)

Naveen Yadav & 5 Others

..... Petitioners

Vs State of Bihar

In the matter of :-

1. Naveen Yadav S/o Chamaklal Yadav
2. Sanjay Yadav S/o Chamak Lal Yadav
3. Krishn Kumar S/o Sanjay Yadav
4. Bindeshwary Yadav @ Binde Prasad Yadav S/o Chamak Lal Yadav
5. Vinod Prasad Yadav S/o Chamak Lal Yadav
6. Kamal Kishor Kumar S/o Binde Parsad Yadav @ Bindeshwary Yadav

All resident of Village Baijnathpur, Ward No. 22, P.S. Baijnathpur,
District Saharsa.

....Petitioners

Vs

State of Bihar

.....Opposite Party

Appearance :-

For the Petitioners :- Sri Sohan Parsad Roy, Advocate

For the State :- Sri Krishna Murari Prasad, Ld. P.P.

Sl. No.	Date of proceeding	Order with the signature of the court	Office action taken with date
	10.06.2026	This anticipatory bail petition has been filed on behalf of the petitioners namely (1) Naveen Yadav S/o Chamaklal Yadav, (2) Sanjay Yadav S/o Chamak Lal Yadav, (3) Krishn Kumar S/o Sanjay Yadav, (4) Bindeshwary Yadav @ Binde Prasad Yadav S/o Chamak Lal Yadav, (5) Vinod Prasad Yadav S/o Chamak Lal Yadav, (6) Kamal Kishor Kumar S/o Binde Parsad Yadav @ Bindeshwary Yadav who are apprehending their arrest in connection with Baijnathpur P.S. Case No. 18/2026 registered under Sections 115(2), 118(1), 126(2), 109(1), 76, 352, 351(2), 3(5) of BNS, 2023. 2. Heard the arguments of the learned counsel for the petitioners and the learned P.P. for the State and perused the case diary of counter version i.e. Baijnathpur P.S. Case No. 17/2026. 3. It is submitted by the learned counsel for the accused petitioners that petitioners are innocent and has falsely been implicated in this case. It is further submitted that the petitioners Bindeshwary Yadav, Binod Yadav and Naveen	

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 10th June, 2026

Present:- Dinesh Sharma, Principal District & Session Judge, Saharsa

A.B.P. No. 497/2026 (Arising out of Baijnathpur P.S. Case No. 18/2026)

Naveen Yadav & 5 Others

..... Petitioners

Vs State of Bihar

<u>Cont/2-</u> <u>10.06.2026</u>	Kumar bears criminal antecedent of one case whereas other petitioners bears no criminal antecedent. It is further submitted that Section 118(1), 109(1), 76 of BNS 2023 are added to make the case graver and non-bailable. It is further submitted that petitioner has no manner of concern with the alleged incident. It is further submitted that there is case and counter case between the parties. It is further submitted that petitioners are men of means and there is no chance of their absconding or tampering with the evidence and they are ready to furnish sound sureties to the learned court. Upon these grounds, the learned counsel prays to grant anticipatory bail to the petitioner. 4. On the other hand, the learned P.P. for the State opposed the prayer of anticipatory bail. 5. Rival submissions considered, Record perused. 6. The prosecution case as per typed report of informant Priyanka Devi is that on 04.02.2026 at about 08:00 P.M. in the night when she was cooking food then heard the sound of her husband crying and came to her courtyard and saw Chamaklal Yadav assaulted her husband with filthy words. When she objected then Sanjay Yadav, Bindeshwary Yadav, Naveen Yadav, Anil Yadav, Sunil Yadav, Vinod Yadav, Krishna Kumar, Kamal Kishor Yadav, Rajesh Kumar and Sonu Kumar alongwith 10-12 unknown miscreants ran towards her on which she raised alarm then her Dewar Deepak Kumar, Dharmendra Yadav, Gotni Babita Devi came to rescue her were assaulted by the accused persons. Sanjay Yadav assaulted on the head of Deepak Kumar by iron rod with intention of killing due to which his head got lacerated and Dharmendra Yadav and Bindheshwari Yadav assaulted him by	
-------------------------------------	---	--

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 10th June, 2026

Present:- Dinesh Sharma, Principal District & Session Judge, Saharsa

A.B.P. No. 497/2026 (Arising out of Baijnathpur P.S. Case No. 18/2026)

Naveen Yadav & 5 Others

..... Petitioners

Vs State of Bihar

<u>Cont/3-</u> <u>10.06.2026</u>	rod and Chamaklall assaulted her gotni Babita Devi by catching her hairs and knocked down on the ground due to which she became sever injury. All the accused persons assaulted the injured by lathi. On raising alarm the nearby people assembled there thereafter all the accused persons fled away from there after snatching gold earring from the neck of Babita Devi by Sanjay Yadav and Bindeshwary Yadav snatched gold chakti from the neck of Pramod Yadav and Anil Yadav took out cash of Rs. 3000/-. With the help of villagers the injured persons were brought to Sadar Hospital, Saharsa for treatment. 7. There is case and counter case which is apparent from the supervision note as mentioned in para 14 of the case diary. The allegations attracting Section 303(2) of BNS were not found true. The allegations of disrobing were also found not true. The injury suffered by the injured person are simple in nature except one injured. The injury report of injured Deepak Kumar shows fracture seen in Rt. Zygomatic arch which is not a vital part of the body. From perusal of case diary of Baijnathpur P.S. Case No. 17/2026 it shows that the petitioner Bindeshwary Yadav @ Binde Prasad Yadav also suffered lacerated wound over head and lacerated wound left parietal region and left temporal region pain and swelling. The persons of the petitioner's side also suffered injuries. Though the injuries are simple in nature. The petitioners Bindeshwary Yadav, Binod Yadav and Naveen Kumar bears criminal antecedent of one case whereas other petitioners bears no criminal antecedent as mentioned in para 3 of the bail application. 8. Considering the fact that there is a counter version and six of the persons from the petitioner's side also sustained injuries in the	
-------------------------------------	--	--

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 10th June, 2026

Present:- Dinesh Sharma, Principal District & Session Judge, Saharsa

A.B.P. No. 497/2026 (Arising out of Baijnathpur P.S. Case No. 18/2026)

Naveen Yadav & 5 Others

..... Petitioners

Vs State of Bihar

Cont/4-
10.06.2026

incident and also considering the fact that some of the allegations were found in correct in the supervision, the prayer for anticipatory bail of petitioners (1) **Naveen Yadav**, (2) **Sanjay Yadav**, (3) **Krishn Kumar**, (4) **Bindeshwary Yadav @ Binde Prasad Yadav**, (5) **Vinod Prasad Yadav**, and (6) **Kamal Kishor Kumar** is **allowed** and in the event of arrest or surrender of the petitioners within a period of four weeks from today, they are directed to be released on bail subject to their 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/-

(Dinesh Sharma)

Principal Sessions Judge,

Saharsa

10.06.2026

Date of Judgement/Order	10.06.2026
Date of Reserving Judgement/Order	08.06.2026
Uploading Date	15.06.2026
Uploaded by	Sachin Kumar