

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. 585/2026 (Arising out of Banma Itahari P.S. Case No. 75/2026)
Vipin Yadav & Another Petitioners Vs State of Bihar

In the matter of :-

1. Vipin Yadav S/o Ramjee Yadav
 2. Arvind Yadav S/o Ramjee Yadav
- Both resident of Village Rasalpur, P.S. Banma Itahari, District- Saharsa.
....Petitioners

Vs

State of BiharOpposite Party

Appearance :-

For the Petitioners :- Sri Krishna Mohan Mishra, 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) Vipin Yadav and (2) Arvind Yadav both sons of Ramjee Yadav who are apprehending their arrest in connection with Banma Itahari P.S. Case No. 75/2026 registered under Sections 126(2), 127(2), 115(5), 118(2), 109(1)76, 351(3), 352, 3(5) of BNS, 2023. 2. Heard the arguments of the learned counsel for the petitioners and the learned P.P. for the State. 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 bears no criminal antecedent. It is further submitted that there is case and counter case between the parties. It is further submitted that Sections 118,109(1) and 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 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	

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<u>Cont/2-</u> <u>10.06.2026</u>	State opposed the prayer of anticipatory bail. 5. Rival submissions considered, Record perused. 6. The prosecution case as per written report of informant Mithilesh Thakur is that on 09.04.2026 at about 01:00 O'clock the son of accused Raviranjana Kumar aged about 12 years injured his son Karan Kumar aged about 12 years by hitting him on the eye with a brick. When he objected then all the accused persons armed with lathi, danda and iron rod attacked on him and Vipin Yadav assaulted on his head by iron rod due to which his head got lacerated and blood started oozing and he fell down on the ground when his wife came to rescue her then Vipin Yadav and Arvind Yadav torn the blouse of her wife with bad intention and also torn the saree of his mother and also injured her left hand by bamboo. It is further alleged that Vipin Yadav threatened to kill him. The injured persons were treated at PHC Sonbarsa Raj where they were referred to Sadar Hospital, Saharsa for better treatment. 7. There is case and counter case. As per supervision note which is at para no. 21 of the case diary both sides have falsely implicate some of the accused persons and the tearing of saree of mother and wife of the informant is also not found true. The injury suffered by the injured persons are simple in nature. The petitioner's side have also received injuries. The incident had occurred over the quarrel between Karan Kumar the child of the informant and Ravi Ranjan Kumar, the child of petitioner. Thus the incident has occurred on the spur of moment and was not pre meditated. The petitioners bear no criminal antecedent as mentioned in para 37 of the case diary. 8. Considering the totality of the facts and circumstances, the prayer for anticipatory bail of petitioners namely (1) Vipin Yadav and (2) Arvind	
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Cont/3-
10.06.2026

Yadav 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	10.06.2026
Uploading Date	15.06.2026
Uploaded by	Sachin Kumar