

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 17th June, 2026

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

A.B.P. No. 617/2026 (Arising out of Baijnathpur P.S. Case No. 17/2026)

Dharbendra Yadav @ Dharmendra Yadav & 2 Others

..... Petitioners Vs State of Bihar

In the matter of :-

1. Dharbendra Yadav @ Dharmendra Yadav
S/o Late Rajeshwar Yadav @ Rajeshwar Prasad Yadav
2. Bipin Yadav @ Bipin Prasad Yadav
S/o Late Rajeshwar Yadav @ Rajeshwar Prasad Yadav
3. Deepak Yadav @ Deepak Kumar Yadav
S/o Late Rajeshwar Yadav @ Rajeshwar Prasad Yadav
All resident of Village Baijnathpur, Ward No. 22, P.S. Baijnathpur,
District Saharsa.

....Petitioners

Vs

State of Bihar

.....Opposite Party

Appearance :-

For the Petitioner :- Sri Anmol Kumar Singh, Advocate

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

Date of proceeding	Order with the signature of the court	Office action taken with date
17.06.2026	This anticipatory bail petition has been filed on behalf of the petitioners namely (1) Dharbendra Yadav @ Dharmendra Yadav S/o Late Rajeshwar Yadav @ Rajeshwar Prasad Yadav, (2) Bipin Yadav @ Bipin Prasad Yadav S/o Late Rajeshwar Yadav @ Rajeshwar Prasad Yadav, (3) Deepak Yadav @ Deepak Kumar Yadav, S/o Late Rajeshwar Yadav @ Rajeshwar Prasad Yadav who are apprehending their arrest in connection with Baijnathpur P.S. Case No. 17/2026 registered under Sections 115(2), 117(3), 118(1), 126(2), 109(1), 76, 303(2), 352, 351(2) and 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 have falsely been implicated in this case due to grudge, malice and dirty village party politics. It is further submitted that the petitioners bear no criminal antecedent. It is further submitted that there is no specific allegation against the petitioners. It is further submitted that Sections 109(1),	

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Cont/2-
17.06.2026

76, 303(2) of BNS are added to make the case graver and non-bailable. It is further submitted that there is case and counter case between the parties. It is further submitted that co-accused persons have been granted regular bail in S.T. No. 188/2026 and the case of petitioner stands on same footing. It is further submitted that petitioners are men of means and they 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 petitioners.

4. On the other hand, the learned P.P. has opposed the prayer of anticipatory bail.

5. Rival submissions considered, Record perused.

6. The prosecution case, in short as per the written report of informant Nawin Kumar is that on 04.02.2026 at about 11:50 P.M. in the night Pawan Yadav, Bhawesh Yadav, Pramod Yadav, Dinesh Yadav, Vipin Yadav, Dharbendra Yadav, Deepak Yadav, Rambhajan Kumar, Harbhajan armed with iron rod, pistol came there and assaulted with filthy words by entering into the house and dragged and beaten him. Pawan Yadav assaulted Krishna Kumar by iron rod with intention of killing due to which his head got lacerated and he fell down thereafter Deepak Yadav, Bhawesh Yadav and Deepak Yadav assaulted Binde Yadav due to which his head got lacerated and Dhawendra Yadav armed with iron hammer assaulted Sanjay Yadav due to which he sustained injury on his ribs thereafter all the accused persons committed robbery in the house and the accused Pawan Yadav and Bhawesh Yadav took out cash of Rs. 30,000/- from the box and also robbed jewelries of Rs. 2 Lakhs and also assaulted the female members of his family and Harbhajan Yadav, and Deepak Yadav knocked down Runa Devi due to which she became semi naked and snatched gold magalsutra worth Rs. 75,000/- from her neck.

7. There is a case and counter case between the parties. The petitioner's side have lodged Baijnathpur P.S.

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Cont/3-
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Case No. 18/2026 in which accused persons Naveen Yadav, Sanjay Yadav, Krishn Kumar, Bindeshwary Yadav @ Binde Prasad Yadav, Vinod Prasad Yadav and Kamal Kishore Kumar have been granted anticipatory bail by this court vide order dated 10.06.2026 in A.B.P. No. 497/2026. The injuries of all the injured persons are simple in nature. The injured persons have stated to be discharged from the Hospital. The petitioners are having clean past antecedent as mentioned in para 36 of the case diary.

8. Considering the facts and circumstances of the case, a case to grant anticipatory bail to the petitioners is made out. Resultantly the prayer for anticipatory bail of petitioners namely (1) **Dharbendra Yadav @ Dharmendra Yadav**, (2) **Bipin Yadav @ Bipin Prasad Yadav** and (3) **Deepak Yadav @ Deepak Kumar 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

17.06.2026

Date of Judgement/Order	17.06.2026
Date of Reserving Judgement/Order	16.06.2026
Uploading Date	19.06.2026
Uploaded by	Sachin Kumar