

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

Dated, Saharsa, the 5th August, 2026

Present:- Mohd. Tarique Mustafa, District & Addl. Sessions Judge-III, Saharsa

A.B.A No. 644/2026 (Arising out of Bihra P.S. Case No. 172/2026)

Sintu Yadav and Others.....Petitioners Vs State of Bihar

In the matter of :-

1. Sintu Yadav S/o- Late Thakan Yadav

2. Santosh Yadav S/o- Late Thakan Yadav

Both R/o Village- Bijalpur, P.S- Bihra, District- Saharsa. **Petitioners**

Vs

State of Bihar

.....**Opposite Party**

Appearance :-

For the Petitioners :- Sri Amrendra Kumar @ Arun Yadav, Advocate

For the State :- Sri Sadanand Yadav, Ld. A.P.P.

For the Informant :- Sri Mithilesh Kumar, Advocate

Date of order or proceeding	Order with signature of the court	Office action taken with date
05.08.2026	1. The present anticipatory bail application has been filed on behalf of accused petitioners namely 1. Sintu Yadav and 2. Santosh Yadav apprehending their arrest in connection with Bihra PS Case no.-172/2026 for the offences punishable u/s 140(3), 85 and 3(5) of BNS. 2. Heard Sri Amrendra Kumar, learned counsel for petitioners as well as Sri Sadanand Yadav learned counsel for the State. Also heard Sri Mithilesh Kumar counsel for the informant. 3. The case of prosecution in brief as per typed information of Rabindra Yadav, S/o- Buchan Yadav, vill- Gang Sayar, ward no.-13, PS-Pratapganj, Dist-Supaul, his (informant's) daughter namely Sarswati Devi solemnized marriage according to Hindu Customs in 2023. He(informant) stated that his daughter and son-in-law have been living together. Thereafter one year, he stated that her husband and brother-in-law(jeth) and sister-in-law(jethani) assaulted her and then on 05.05.2026 allegedly assaulted following a dispute and subjected to harassment. Further he stated that on 08.05.2026, his daughter left the house and could not be traced,	

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Contd. 05.08.2026	following which the matter was reported to the family and efforts were made to locate her and requested the concerned police station to investigate the matter and take appropriate legal action and ensure the safety. 4. Learned Counsel for the petitioners submitted that petitioner no.-1 is the husband and petitionenr no.-2 is the brother-in-law and they have been implicated only to harass. Further it is submitted that no bail application either regular or anticipatory in the court or to any other court and also submitted that the petitioners is having clean antecedent. Further petitioners have no concern with alleged occurrence. Further it is stated that petitioners are innocent and the allegation made against accused person is vague and omnibus. Further learned counsel submitted that there is nothing on record to show that victim has sustained any tangible injury. Further petitioners are ready to furnish sound and surities to the full satisfaction of the court. 5. Learned Counsel for the state opposed the prayer for bail. 6. On meticulous perusal of FIR, case diary and other allied material on record, it appears that the case has been registered for the alleged incident of assault to Sarswati Devi dated 05.05.2026 due to which she left her maternal home. However the allegation is of cruelty and harassment is vague and further it appears that in this case during course of investigation, accused has responded to the notice which transpires from para-45 and 48 of the case diary and further it appears that Saraswati Devi also voluntarily refused to undergo medical check-up. Investigation in this case has not been completed. Further the allegation is vague and omnibus against petitioners regarding physical cruelty and there is no	
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