

IN THE COURT OF ADDITIONAL SESSIONS JUDGE-IV, SAHARSA

A.B.A. NO. 661/2026

Bihra P.S. case no. 255/2025

Naresh Yadav & Others**Petitioners**
versus

The State of Bihar

Order

29.06.2026

1. Anticipatory bail application has been filed on behalf of petitioners namely **1. Naresh Yadav 2. Sita Ram Yadav 3. Shiv Nandan Yadav 4. Srawan Kumar 5. Prince Kumar 6. Bindeshwari Yadav 7. Kapil Yadav and 8. Bijay Kumar**, who apprehend their arrest in connection with **Bihra P.S Case No. 255/2025** registered u/s 191(2), 191(3), 190, 126(2), 127(2), 115(2), 118(1), 109, 324(4), 324(5) and 352 of BNS.

2. The prosecution story in brief as per informant Santosh Yadav is that on 21.10.2025 at about 10:00 AM, all the petitioners along with other accused persons were beating his son and when he went for rescue, then all the accused persons attacked upon him. It has further been alleged that accused Sanjay Yadav caused rod injury upon Bechan Yadav on his head and accused Abhinandan Yadav caused false injury upon Laltu and accused Srawan Kumar caused injury upon the son of the informant with the but of desi Katta.

3. Heard Ld. Counsel for the petitioners and Ld. APP for the state.

4. Ld. Counsel for the petitioners submits that there is **a case and cross case** between the parties including previous case and enmity and all the criminal antecedent against the petitioners are result of case by the informant side due to land dispute. He further submits that there is a **Title Suit Bearing No. 224/2009**, pending between the parties, which is the reason of present dispute between both the sides.

5. Ld. APP vehemently opposes the bail and submits that injury of Laltu Kumar is as:-

lacerated wound over right sole of size 1" X ½" X skin deep

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But on inquiry, he fairly concedes and submits that this injury has been caused by another accused Abhinanad Yadav, who is not the petitioner herein.

6. Ld. APP further submits that other injured are not very substantial injury.

7. Considering the **case and cross case** between the parties **AND** pending of **Title Suit** due to land dispute, the prayer for anticipatory bail of accused/petitioners namely **1. Naresh Yadav 2. Sita Ram Yadav 3. Shiv Nandan Yadav 4. Srawan Kumar 5. Prince Kumar 6. Bindeshwari Yadav 7. Kapil Yadav and 8. Bijay Kumar is allowed** and they shall be **released on bail** in the event of their arrest or surrender **within four weeks** before the concern trial court with two sureties of Rs. 10,000/- of like amount each.

8. Ld. Counsel for the petitioner submits that petitioners are willing and would be loving to do some social work and community service for the society. He further submits that since the **accused/petitioners No. 2 and 4 namely Sita Ram Yadav and Srawan Kumar are teacher**, they would like to give free tuition to **20 children of BPL category** of their village. Therefore they each are asked to **give free tuition to 20 children up to class 8 of BPL category for 3 hours daily**, 5 days in a week **for next 6 months** and after completion of every month they will obtain a certificate from the parents of all the children and file the same in the court concern and on completion of 6 months obtain a certificate from the **Mukhiya or Sarpanch or Ward Counselor** of his area and shall file the same in the court concern.

9. Petitioners namely 1. Naresh Yadav, 2. Shiv Nandan Yadav, 3. Prince Kumar, 4. Bindeshwari Yadav, 5. Kapil Yadav and 6. Bijay Kumar **each** are asked to **plant 100 fruit bearing tress or trees like Baniyana,**

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Neem or Pipal (encouraging the Bihar Government Scheme 'JAL JEEVAN HARYALI') in the public place such as Temple, school etc and shall **take care** of those tress **for next six months** and file the **photographs** of planting of those trees in the court concerned and obtain a certificate from the **Mukhiya** or **Sarpanch or Ward Counselor** of his area after plantation of these trees and shall file the same within one month and also after completion of care for 6 months and shall file the same in the court concern.

Accordingly the bail petition is disposed off.

Dictated
Sd/-
Avinash Kumar I
Addl. Sessions Judge-IV
Saharsa