

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 20th July, 2026

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

A.B.P. No. 695/2026 (Arising out of Basnahi P.S. Case No. 85/2026)

Manish Kumar Yadav @ Manish Kumar & 6 Others Petitioners Vs State of Bihar

In the matter of :-

1. Manish Kumar Yadav @ Manish Kumar S/o Manohar Yadav
2. Md. Shakil S/o Md. Yunus Miyan @ Md. Yunus
3. Sameena Khatoon @ Shabina Khatoon W/o Md. Yunus
4. Runa Khatoon W/o Md. Mehboob @ Md. Suleman
5. Md. Unneesh @ Md. Yunus S/o Late Liyakat Khan @ Md. Liyakat Uddin
6. Shabana Khatoon D/o Md. Fulo
7. Reena Khatoon W/o Md. Fulo

All resident of Village Sarauni Madhepura, Fudkichak, Ward No. 6,

P.S. Basnahi, District Saharsa.

....Petitioners

Vs

State of Bihar

.....Opposite Party

Appearance :-

For the Petitioners :- Sri Jitendra Nath Jha, 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
	20.07.2026	This anticipatory bail petition has been filed on behalf of the petitioners namely (1) Manish Kumar Yadav @ Manish Kumar S/o Manohar Yadav, (2) Md. Shakil S/o Md. Yunus Miyan @ Md. Yunus, (3) Sameena Khatoon @ Shabina Khatoon W/o Md. Yunus, (4) Runa Khatoon W/o Md. Mehboob @ Md. Suleman, (5) Md. Unneesh @ Md. Yunus S/o Late Liyakat Khan @ Md. Liyakat Uddin, (6) Shabana Khatoon D/o Md. Fulo, (7) Reena Khatoon W/o Md. Fulo who are apprehending their arrest in connection with Basnahi P.S. Case No. 85/2026 registered under Sections 126(2), 127(2), 115(2), 118(1), 117(2), 352, 351(2), 110, 74, 303(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. 3. It is submitted by the learned counsel for the accused petitioners that petitioners are innocent and has falsely been implicated in this case due to grudge,	

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<u>Cont/2-</u> <u>20.07.2026</u>	malice and dirty village party politics. It is further submitted that the petitioners bear no antecedent. It is further submitted that there is two days unexplained delay in lodging the FIR. It is further submitted that all the alleged sections are not applicable against the petitioners and they have no manner of concern with the alleged incident. It is further submitted that the alleged sections are added to make the case graver and non-bailable. It is further submitted that petitioners are men and women of means and there is no chance of absconding or tampering with the evidence in this case 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 petitioners. 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 written report of informant Sunil Mandal is that on 19.05.2026 at about 05:00 P.M. in the evening when he was collecting maize at his field then he saw the Md. Ibro was stealing maize in a sac on which he slapped on his face thereafter he left from there. After ten minutes he alongqwith Md. Unnis Miyan, Rina Khatoon, Md. Fulo, Md. Sabir, Md. Amir, Sameena Khatoon, Runa Khatoon and Shabana Khatoon armed with deadly weapons and lathi danda came there and started abusing him and his wife with filthy words and also beaten them. Manish Kumar Yadav, Md. Sakil and Md. Amir knocked down him on the ground and assaulted with lathi danda and fists and legs. When his wife came to rescue him then she was also assaulted by Reena Khatoon and Runa Khatoon by catching her hairs. In the meantime Md. Unnis Miyan assaulted by iron rod on the head of his wife with intention of killing due to which her head got lacerated and blood started oozing	
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<u>Cont/3-</u> <u>20.07.2026</u>	and she fell down on the ground. When Pankaj Kumar and Shankar Kumar came to rescue them they were also assaulted by Md. Sabir and Md. Amir by stick due to which the hand of his nephew got fractured. During the course of marpit Reena Khatoon and Runa Khatoon snatched silver chain worth Rs. 15,000/- from the neck of his wife and also snatched gold earring worth Rs. 20,000/-. 7. All the injuries suffered by the injured persons are simple in nature caused by hard and blunt object. The independent witnesses namely Rajiv Sharma has not supported the allegation of snatching of silver chain and gold earring. Even otherwise the silver chain and gold earrings can not be snatched without causing injuries to the neck and ears of the person concerned. This court has observed a tendency on the part of the informant side to allege that the accused persons snatched silver chain and gold earrings etc. This type of allegation are too frequent to be true and most importantly the earrings can not be snatched without causing injury to the ears of the person concerned in the instant case. No corresponding injury was found on the ears of the woman of whom this earring were snatched. The petitioners bears no criminal antecedent as mentioned in para 31 of the case diary. 8. Considering the totality of the facts and circumstances, a case is made out to grant anticipatory bail to the petitioners. Resultantly, the prayer for anticipatory bail of petitioners (1) Manish Kumar Yadav @ Manish Kumar, (2) Md. Shakil, (3) Sameena Khatoon @ Shabina Khatoon, (4) Runa Khatoon, (5) Md. Unneesh @ Md. Yunus, (6) Shabana Khatoon and (7) Reena Khatoon 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	
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20.07.2026

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

20.07.2026

Date of Judgement/Order	20.07.2026
Date of Reserving Judgement/Order	18.07.2026
Uploading Date	25.07.2026
Uploaded by	Sachin Kumar