

**IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA**  
**Dated, Saharsa, the 12<sup>th</sup> August 2026**  
**Present:- Dinesh Sharma, Principal District & Session Judge, Saharsa**  
**B.A. No. 515/2026 & B.A. No. 521/2026**  
**(Arising out of Basnahi P.S. Case No. 129/2023)**  
**Pappu Yadav & Another ..... Petitioners Vs State of Bihar**  

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**R.B.A. No. 515/2026**

**In the matter of :-**

Pappu Yadav S/o Nandlal Yadav @ Mantal Yadav  
Resident of Village Lauka, Ward No. 11, P.S. Alamnagar,  
District Madhepura.

**....Petitioner**

Vs

State of Bihar

**.....Opposite Party**

**&**

**R.B.A. No. 521/2026**

**In the matter of :-**

Laloo Yadav S/o Dinesh Yadav  
Resident of Village Lauka, Ward No. 11, P.S. Alamnagar,  
District Madhepura.

**....Petitioner**

Vs

State of Bihar

**.....Opposite Party**

**Appearance :-**

For the Petitioners :- Sri Raj Kumar Yadav, Adv

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 |
|---------|--------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------|
|         | 12.08.2026         | <p>Both the regular bail applications have arisen out of Basnahi P.S. Case No. 129/2023, therefore these regular bail applications have been taken up together for hearing and are being disposed of by this common order.</p> <p>2. The bail petitions have been filed on behalf of the petitioners namely (1) <b>Pappu Yadav</b> S/o Nandlal Yadav @ Mantal Yadav and (2) <b>Laloo Yadav</b> S/o Dinesh Yadav who are in custody since 18.05.2026 in connection with Basnahi P.S. Case No. 129/2023 registered under Sections 379, 34, 411 of Indian Penal Code and 136, 139 of the Indian Electricity Act.</p> <p>3. Heard the arguments of the learned counsel for</p> |                               |

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| <u>Cont/2-</u><br><u>12.08.2026</u> | <p>the petitioners and the learned P.P. for the State.</p> <p>4. It is submitted by the learned counsels for the accused petitioners that petitioners are in custody since 18.05.2026 and have not been arrested at the spot and no incriminating articles have been recovered from their possession. It is further common submission that the both petitioners bear five criminal antecedents. Further common submission is that the petitioners have falsely been implicated in this case due to previous grudge and local village party politics. Further common submission is that petitioners have no manner of concern with the alleged incident and they have been made accused only on the basis of confessional statement of co-accused Romi Mehta. 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 full satisfaction of the court. Upon these grounds, the learned counsel prays to grant bail to the petitioners.</p> <p>5. On the other hand, the learned P.P. has vehemently opposed the prayer of bail.</p> <p>6. Rival submissions considered, Record perused.</p> <p>7. The prosecution case, as per the written report of the informant, Kundan Kumar, JEE of the Electricity Department, in brief, is that on 22.07.2023 at around 3:10 AM, the informant received information that transformer oil was being stolen. The villagers caught the suspect red-handed along with the stolen oil loaded in a vehicle bearing registration No. JH01AQ-9331. Upon being questioned, the apprehended accused disclosed his name as Romi Mehta and revealed the names of the co-accused persons who escaped as Laloo Yadav and Pappu Yadav. As a result, the Electricity Department suffered a loss of Rs. 2,21,772/-.</p> <p>8. Though the name of the petitioners are mentioned in the FIR, the same has come through the confessional statement of co-accused, which is not</p> |  |
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admissible in evidence. Except the confessional statement of the co-accused, there is no other legal admissible evidence that was brought to the notice of this court connecting the petitioners with the incident in question. The petitioners are in custody since 18.05.2026. Charge sheet has been filed without putting the petitioners TIP. It is true that the petitioners are having criminal antecedents of involvement in criminal cases. However, merely on the basis of criminal antecedents, the benefit of bail cannot be denied. **[For reference: Maulana Mohammad Amir Rashadi Vs State of Uttar Pradesh and Another reported in (2012) 2 SCC 382 and Prabhakar Tewari Vs the State of U.P. (2020) 11 SCC 648 may kindly be seen.]**

9. Considering the totality of the facts and circumstances a case to grant bail to the petitioners accused of both the bail applications namely (1) Pappu Yadav and (2) Laloo Yadav is made out. Resultantly the prayer for bail is **allowed**. The petitioners of both the bail applications be released on bail subject to their furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Magistrate where the case is presently pending further subject to the conditions as laid down under Section 480(3) of the BNSS.

(Dictated)

Sd./-

(Dinesh Sharma)

Principal Sessions Judge,

Saharsa

12.08.2026

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|-----------------------------------|--------------|
| Judgement/Order                   | 12.08.2026   |
| Date of Reserving Judgement/Order | 10.08.2026   |
| Uploading Date                    | 17.08.2026   |
| Uploaded by                       | Sachin Kumar |