

IN THE COURT OF DISTRICT & ADDITIONAL SESSIONS JUDGE-IV,

SAHARSA

A.B.A. NO. 816/2026

Bihra P.S. case no. 255/2025

Chandeshwari Yadav and Others Petitioners

versus

The State of Bihar

Order

19.08.2026

1. Anticipatory bail application has been filed on behalf of petitioners namely **1. Chandeshwari Yadav 2. Sanjay Yadav 3. Pramod Yadav and 4. Abhinandan Yadav**, 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 FIR named accused persons kidnapped his son and was beaten him. On objection of informant side then FIR named accused persons attacked the other members of informant side. It has further been alleged that accused Sanjay Yadav caused rod injury upon Bechan Yadav resulting into head injury. Accused Abhinandan Yadav caused injury upon Laltu and accused Pramod Yadav caused Kanti injury upon Balram Yadav.

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 and further submits that other co-accused have been granted bail vide order dated 29.06.2026 passed in A.B.A. No. 661 of 2026 and therefor prays for parity.

5. Ld. APP vehemently opposes the bail of the present petitioners stating that in the present matter Laltu Kumar and Bechan yadav has been caused inflicted injury by accused Abhinandan Yadav and Pramod Yadav respectively. He further submits that accused Abhinandan Yadav has 5 criminal antecedent, which are as follows:-

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19.08.2026

- i. Bihra P.S. case no. 91/2025 u/s 126(2), 132, 324(4) of BNS.
- ii. Bihra P.S. case no. 161/2013 u/s 384 r/w 34 of IPC.
- iii. Bihra P.S. case no. 53/2021 u/s 447, 341, 323, 384, 379, 504, 506 r/w 34 of IPC.
- iv. Bihra P.S. case no. 220/2021 u/s 147, 148, 149, 323, 379, 504, 506 IPC.
- v. Bihra P.S. Case no. 16/2013 u/s 384 r/w 34 of IPC.

6. The allegation of other petitioners are not substantiated by the injury report as Bechan Yadav and Shubham Kumar have no any external injury.

7. Considering the allegation being substantiated by injury report **AND** further 5 criminal antecedent of accused Abhinandan Yadav, this court **is not inclined** to grant anticipatory bail to the accused/petitioners namely **1. Pramod Yadav and 2. Abhinandan Yadav**, hence their prayer is hereby **rejected**.

8. However considering the only general and omnibus allegation **AND** further allegation not being substantiated by the injury report against other 2 petitioners namely Chandeshwari Yadav, who is aged about 60 years, the prayer for anticipatory bail of accused/petitioners namely **1. Chandeshwari Yadav and 2. Sanjay Yadav 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. 10000/- of like amount. However, petitioners **are directed to report and mark their presence** in the police station of their native village i.e. **Bihra Police Station in first week and third week** of every month for **next six months** and SHO of the concern police station is directed to keep a Register and mark the presence of the accused/petitioners in the said register.

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19.08.2026

9. Ld. Counsel for the accused/petitioners submits that petitioners namely 1. Chandeshwari Yadav and 2. Sanjay Yadav are willing and would be loving to do some social work therefore, they **each** are asked to **plant 100 fruit bearing tress or trees like Baniyan, 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 their area after plantation of these trees and shall file the same within one month and also shall take care for 6 months and shall file a certificate of care in the court concern.

Accordingly the bail petition is disposed off.

Dictated

Sd/-

Avinash Kumar I
Dist. & Addl. Sessions Judge-IV
Saharsa