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In the Court of Sri Santosh Kumar Tiwary
Principal District & Sessions Judge, Sheikhpura.
B.P. No:- 414/2026
State of Bihar vs. Ashok Yadav.

Ashok Yadav, Aged about 41 years
S/o Ramashish Yadav
R/o Village – Ambari, P.S. – Sheikhopur Sarai
District – Sheikhpura.....Petitioner.

Vs.

The State of BiharOpposite Party.

For the Petitioner :- 1. Sri Awadhesh Kumar Jha, Ld. Advocate.
2. Sri Sudhir Kumar, Ld. Advocate.
For the O. P. (State) :- Sri Uday Narayan Sinha, Ld. P. P.

ORDER.

20.04.2026 Bail petition has been filed on behalf of accused petitioner Ashok Yadav **under custody since 25.03.2026** in connection with Sheikhopur Sarai P.S. Case No. 55/2026. The present case has been registered against the accused petitioner and others for committing the offence U/s. 126(2), 115(2), 118(1), 109(1), 352, 351(2), 303(2), 3(5) of B.N.S. The present petitioner is also named in the FIR with the allegation that he has committed the alleged offence. Hence, he has moved this bail petition U/s. 483 of B.N.S.S.-2023.

As per written report of informant Mithlesh Yadav, prosecution story in brief is that while he was leading his buffalo out for grazing, his buffalo began eating grass belonging to Ramashish Yadav, which had been kept near a pond. Over this matter, Ramashish Yadav began hurling filthy abuses at him. When he objected to the abuse, Ramashish Yadav along with Awadhesh Yadav, Ashok Yadav, Guddu Yadav, Pravesh Yadav, Laltush Yadav, Jaya Devi, and Sohagi Devi assaulted him with Lathi, Danda and rod with the intent to kill him, inflicting an injury to his head. Hearing the commotion, when his son Rahul Kumar arrived at the place of occurrence, the accused persons attacked him as well using Lathi, Danda and rod with the intent to kill, resulting in an injury to his son's head. Furthermore, during the course of this altercation, his son's locket was snatched away. Subsequently, villagers admitted both the father and son to the Sheikhopur Sarai Hospital for medical treatment.

Learned Advocate for the accused petitioner has submitted that accused petitioner is innocent and has not committed any offence, rather he has been falsely implicated in this case due to previous enmity. Earlier, the accused petitioner has not filed any bail petition before this Court or before Hon'ble High Court, Patna. The accused petitioner has no criminal antecedent. The petitioner was not present at the place of occurrence nor did he participate in the assault; rather, he

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20.04.2026 has been falsely implicated in this case due to previous enmity. No occurrence occurred with the informant on the alleged date and time. There is a case and counter case between both the parties and Sheikhopur Sarai P.S. Case No. 56/2026, which was filed by the petitioner's side against the informant of this case and others. The alleged prosecution case is totally false and concocted. The accused petitioner is in judicial custody since 25.03.2026. Now, the matter has been compromised between both the parties and after compromise both parties do not want to proceed with the case. A joint compromise petition has also been filed along with this bail petition.

Ld. P.P. opposed the bail petition but factum of compromise between the parties is admitted.

Heard the learned Advocate for the accused petitioner as well as Ld. Public Prosecutor and perused the record. From perusal of the case record, it transpires that both parties belong to the same family, and they are Gotiya, and there is a land dispute between them. There is also a case and counter case between both the parties and Shekhopur Sarai P.S. Case No. 56/2026 has been filed by the petitioner's side against the informant of this case and others. There is general and omnibus allegation against the accused petitioner. Now, both the case and counter case have been compromised between both the parties. The informant of this case, namely Mithlesh Yadav, appeared before the Court, and the injured/victim Rahul Yadav is present before the Court from jail custody and stated that they had sustained minor injuries in this incident, and they showed their injuries to the Court, which appeared to have healed. They further stated that the land dispute and the present matter have been amicably settled between both the parties with the intervention of society and after compromise both parties do not want to proceed with the case. In this regard, a compromise petition has also been filed before the Court, which has been duly thumb impression by the informant Mithlesh Yadav and accused petitioner and attested by their respective advocates. As per Para 3 of bail petition, the accused petitioner has no criminal antecedent and there is no mention about the criminal history of the accused petitioner in the entire record. Further, the accused petitioner is in judicial custody since 25.03.2026. Considering the above facts and circumstances, the present bail petition of accused petitioner Ashok Yadav is hereby allowed and accused petitioner Ashok Yadav be enlarged on bail U/s. 483(2) of B.N.S.S.-2023 on furnishing bail bond of Rs. 10,000/- with two sureties of like amount each to the satisfaction of Ld. Trial Court, subject to the condition that – **(1). One of the sureties shall be close relative of accused petitioner.**

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20.04.2026 **(2). Accused petitioner shall appear before the Ld. Trial Court on each and every dates till framing of the charge.**

3. Accused petitioner shall provide his mobile number and Whats App number in writing to the Ld. Trial Court at the time of furnishing bail bond, and shall also undertake not to change his mobile number until the trial is concluded without the permission of the Ld. Trial Court.

Dictated.

Principal District & Sessions Judge
Sheikhpura.
20.04.2026

Date of Judgment / order	20.04.2026
Date of Reserving Judgment / order	N/A
Uploading Date	21.04.2026
Uploaded by	Md. Fazal Ahmed (Stenographer)