

In the court of Ist Addl. Sessions Judge, Sheikhpura.
Presiding Officer: Sri Neeraj Kishore
Bail Petition No. 579/2026
Jataha Yadav @ Virendra Yadav Vs. State of Bihar

In the court of Ist Addl. Sessions Judge, Sheikhpura.
Presiding Officer: Sri Neeraj Kishore
Bail Petition No. 579/2026
Jataha Yadav @ Virendra Yadav Vs. State of Bihar
Arising out of Karandey P.S Case No. 59/2023
U/s – 147, 149, 152, 225, 279, 332, 341, 323, 353, 379, 411, 504, 506 of IPC
and Rule 56 of Bihar Minerals (Concession Prevention of Illegal
Mining
Transportation and Storage)

1. Jataha Yadav @ Virendra Yadav, aged about 30 years
S/o Late Rajendra Yadav
R/o Vill. – Chhathiyara
P.S – Karandey
Dist.- Sheikhpura

..... **Petitioner**

Vs.

State of Bihar

..... O.P

Counsel for the petitioner ----- Sri Manoj Kumar, Ld. Advocate
Counsel for the State ----- Sri. Shambhu Sharan Prasad, Ld. Addl. P.P

ORDER

08.06.2026 Bail petition dated 25.05.2026, filed on behalf of the accused/petitioner Jataha Yadav @ Virendra Yadav who is in custody since 15.05.2026 in connection with Karandey P.S Case No. 59/2023, under Sections- 147, 149, 152, 225, 279, 332, 341, 323, 353, 379, 411, 504, 506 of IPC and Rule 56 of Bihar Minerals (Concession Prevention of Illegal Mining Transportation and Storage) pressed today.

Pressing the bail petition, learned counsel for the petitioner has submitted that no bail petition either regular or anticipatory has been filed on behalf of the petitioner either before this Sessions Division or before the Hon'ble High Court and the petitioner has no criminal antecedent. It has been further submitted that the petitioner is quite innocent and has committed no offence and has been falsely implicated in this case. It has been submitted

Karandey P.S Case No. 59/2023 Dated- 08.06.2026 Addl. S.J.Ist,Sheikhpura

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that the petitioner is not named in the FIR and neither the alleged tractor nor the allegedly stolen sand belong to the petitioner. It has further been submitted that the co-accused Lalu Yadav and Vikas Yadav have been enlarged on the privilege of bail and the case of the petitioner stands of similar footing. Learned counsel has sought to enlarge the petitioner on the privilege of bail.

On the other hand, learned Addl. P.P. has opposed the petition for bail.

L.C.R. has been received, which also contains case diary.

I have heard the submissions and gone through the materials available on the record, it transpires that no other bail petition of any nature is pending on behalf of the petitioner, either before this Sessions Division or before the Hon'ble High Court and petitioner has no criminal antecedent as revealed from Para 87 of the case diary. It transpires that the instant FIR has been instituted at the instance of informant S.I. Kundan Kumar alleging therein that on 19.06.2023 at about 10:50 AM, he received an information that a tractor loaded with illegal sand was coming from Kurmuri village and was going towards Chhathiyara village on which the informant along with other co-accused left for village Kurmuri and as soon as reached near village Chhathiyara, he saw a red colour tractor loaded with sand in blue colour trailer was going towards village Chhathiyara. The informant asked the driver to stop, but the driver drove the tractor at a high speed and entered village Chhathiyara and left the tractor near sewa gram pind and fled. It is further case of the prosecution that on inquiry, a person stated to be the owner of the tractor. The owner of the tractor was demanded the documents pertaining to the sand which could not be produced and stated that the tractor bearing registration No. BH G45 0491 was driven by its driver Rajiv Kumar. The owner and the villagers did not allow the informant to seize the tractor rather got the tractor freed and also assaulted the informant and other police personnel. It is alleged that somehow the informant managed to leave the place of occurrence with other police personnel and reached P.S. Chewara and got the injured police personnel treated. It is alleged that accused Jahangir Yadav @ Jai Hind Yadav, Gaga @ Rajesh Yadav, Bauna @ Santosh Yadav, Bablu Yadav, Chhotu Yadav, Umesh Yadav, Gulab Yadav, Karu Yadav, Vikas Yadav, Sunaina Yadav, Prabhu Yadav, Pintu Yadav and Mukesh Yadav were indulged in the assault of the police

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personnel. It is alleged that the tractor by which the illegal sand was being transported belong to accused Jahangir Yadav @ Jai Hind Yadav.

Perusal of the case diary shows that the informant has supported his case in his restatement at Para 6 and the witnesses at Para 7, 8, 9, 10 and 11 have also supported the prosecution case. The supervising authority at Para 64 has found the case true. The injury report of injured Amit Kumar Mishra shows pain on back of neck and pain on right shoulder. The injury report of injured Satyendra Singh shows nodular swelling 5-6 in number on left forearm, nodular swelling 3-4 in number on right forearm with redness of skin and bruise on forearm. The injury report of injured Ratan Kumar shows pain on back region and pain on left side of chin. The injury report of injured Rajiv Kumar shows pain on both knee and neck pain. The injury report of injured Sanoj Kumar shows pain in left shoulder. The injury report of informant Kundan Kumar shows pain on both knee and pain on back region. From the FIR itself, it appears that the petitioner's name surfaced during investigation and no specific allegation has been leveled against the petitioner. The petitioner is not alleged to be the main assailant. Nothing has been seized and recovered from the possession of the petitioner. The petitioner is neither the owner of the tractor nor the driver of the tractor. There is nothing on the record to show that the petitioner was involved in the assault of the informant and other police personnel. It appears that there is general, omnibus and composite allegation against the petitioner. The petitioner is in custody since 15.05.2026 and co-accused Bablu Yadav, Mukesh Yadav, Karu Yadav, Sakesh Kumar, Prabhu Yadav, Pintu Kumar, Kundan Kumar, Umesh Yadav and Shekhar Yadav have already been enlarged on the privilege of anticipatory bail by the Hon'ble High Court and other co-accused have also been granted the privilege of bail. It appears that the case of the petitioner stands on similar footing as that of co-accused.

Under these circumstances considering the nature of offence and its gravity as well as the general and omnibus allegations against the petitioner, I deem it fit and proper to enlarge the petitioner Jataha Yadav @ Virendra Yadav on the privilege of bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount subject to the satisfaction of the Id. Trial Court.

The instant anticipatory bail petition dated 25.05.2026 stands **allowed**.

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Let a copy of the order be transmitted to the Ld. Trial Court forthwith.

Dictated

Sd/-

(Neeraj Kishore)
Addl. Sessions Judge- 1st
Sheikhpura

Memo No. Dated 08.06.2026 sent to the Ld. court of Ms. Kumari Mithu Rani, J.M.F.C.,
Sheikhpura along with order dated 08.06.2026 passed in B.P. No. 579/2026 along with L.C.R

Dictated

(Neeraj Kishore)
Addl. Sessions Judge- 1st
Sheikhpura

Date of Judgment/Order	08.06.2026
Date of Reserving Judgment/Order	08.06.2026
Uploading Date	09.06.2026
Uploaded by	Md. Reyazul Haque (Stenographer)