

In the Court of 1st District & Additional Sessions Judge- cum

Special Judge, SC/ST Act, Sheikhpura

SC/ST Case No. 128 of 2024

Bail Petition No. 623 of 2026

State

Vs.

Dilip Yadav @ Dilip Kumar and Others

05.06.2026

Surrender-cum-bail petition filed on behalf of accused-petitioners namely 1. Dilip Yadav @ Dilip Kumar, 2. Sonu Yadav @ Amarnath and 3. Rajpal Yadav @ Rajpal Kumar in connection with SC/ST P.S. Case No. 128/2024 pending in this court pressed today.

Copy of the bail petition has already been served the learned Spl.P. P. for the State as well as Ld. Counsel for the informant.

Heard the learned counsel for the petitioners, Learned Spl. P. P for the state as well as ld. Counsel for the informant. The learned lawyer for the accused-petitioners has submitted that the petitioners are innocent and have not committed any offence as alleged. It has been submitted that no bail petition of any nature has been filed on behalf of the petitioners either before this Sessions Division or before the Hon'ble High Court and petitioners do not have any criminal antecedent. It has been submitted that other than offence u/s 379 of IPC and Sections 3(1)(r)(s) of SC/ST Act, all other allegations are bailable in nature. It has been submitted that the prosecution story is false and fabricated. It has further been submitted that the allegations against the petitioners are general and omnibus in nature and no injury has been found on the person of the informant. It has been submitted that the petitioners have voluntarily surrendered on receiving the summons of this Court and are ready to face trial. Ld. Counsel has sought to enlarge the petitioners on the privilege of bail.

Ld. Counsel for the informant along with informant is present and opposes the bail petition of the petitioners. Ld. Counsel has submitted that the allegations against the petitioners are true and the petitioners assaulted, abused the informant in public view.

I have heard the submission and gone through the materials available on the record, it transpires that the instant FIR has been lodged at the instance of informant Tanuja Devi alleging therein that on 11.10.2023 at about 10:00 PM, accused Dilip Yadav @ Nikki Yadav and Sonu Yadav entered in her house having armed with pistol and started abusing with filthy language "Sali Dhadhin, Tum Mera Bat Nahi Manti Hai, Tumko Sabhi Bal Bachon Ko Katkar Tukra-Tukra Kar Ke Fenk Denge, Koe Baap Nahi Bachayega and Dilip Yadav, Rajpal Yadav, Sonu Yadav all three abused her while humiliating and hold her hand with bad intention and pulled her out from the house and assaulted her by fat, mukka on her body parts (Panjra, Kanchapra and Chhati) and injured her and also snatched gold earrings weighing eight anna and Rs. 5,000/- from box and golden locket from her son's neck and also started to taking away the buffalo. On hulla, accused fled away while leaving the buffalo. All witnesses took her to the Sadar Hospital, Sheikhpura for treatment where her treatment was going

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on and accused persons also told her to leave the village, then complainant is living in her relative's house.

Perusal of the record shows that the petitioners have voluntarily surrendered after getting notice of the Court after cognizance. It appears that the I.O. submitted Final-Report after investigation which was accepted and the protest petition of the informant was treated as complaint. It transpires that on the basis of the complaint petition, S.A. of the complainant and evidence of inquiry witnesses this Court vide order dated 27.11.2025 made out a prima facie case u/s 323, 341, 448, 379, 504, 506 r/w Sec. 3(1)(r)(s) of SC/ST Act and the accused were summoned to face trial. It transpires that the petitioners have voluntarily surrendered on receiving the notice of the Court. The offences for which the accused have been summoned are punishable with less than seven years. The witnesses who have been examined under inquiry have stated the occurrence took place inside the house which does not come within the ambit of public view. Moreover, apart from Sec. 379 of IPC, all other allegations are bailable in nature. The case at hand is fully covered by the judgment passed by the Hon'ble Supreme Court titled as (2014) 8 SCC 273 Armesh Kumar Vs State of Bihar, (2022)10SCC51 titled as Satyendra Kumar Antil Vs CBI and (2023) live law(SC)583 titled as Asfak Alam Vs State of Jharkhand. The petitioners are ready to face trial.

Under these circumstances, I find merit in the instant bail petition with regard to the petitioners 1. Dilip Yadav @ Dilip Kumar, 2. Sonu Yadav @ Amarnath and 3. Rajpal Yadav @ Rajpal Kumar and the same is hereby **allowed** on furnishing bail bonds of Rs. 10,000/- with two sureties of like amount.

(Dictated)

Distt. & Additional Sessions Judge-1st -
Cum Spl Judge SC/ST Act
Sheikhpura
05.06.2026

Date of Judgment /Order	05.06.2026
Date of Reserving Judgment/Order	05.06.2026
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