

In the Court of **Puneet Kumar Garg**, Sessions Judge, Saran at Chapra.

ABP No. 610/2026 (Rasulpur P.S. Case No. 221/2024)

Om Prakash Yadav **Versus** State of Bihar.

ORDER

S.No.	Date	Contents	Remarks
01	10.03.2026	<p>Heard learned counsel for the petitioner-accused as well as learned P.P. for the State on anticipatory bail petition of petitioner-accused, namely, <i>Om Prakash Yadav</i> who is apprehending his arrest in this Rasulpur P.S. Case No. 221/2024, registered u/ss. 126(2), 115(2), 121(2), 132, 262, 365, 223, 352, 351(2) & 3(5) of BNS.</p> <p>FIR of this case has been registered on the basis of a typed application of the informant, namely, Rabindra Kumar, S.I. of Rasulpur P.S. stating that he along with other police personnel was searching of a wanted accused. On the way, seeing police party, a person tried to flee away in suspicious condition. The person was apprehended on chase who told his name as petitioner-accused <i>Om Prakash Yadav</i>. The informant wanted to take him to police station. In the meantime, three persons boarded on a motorcycle came there having armed with lathi, danda and started abusing police party and attacked on them with lathi and danda, and gandasa. One of them snatched rifle from a Home Guard and put aimed rifle on police party and provoked apprehended accused to flee away who fled from the police custody. One of them told that he is in Army and they left the motorcycle. Anyhow, police rifle was taken back from the accused. All the accused persons assaulted police party with lathi, danda and but portion of rifle. They also managed to snatch an apprehended accused petitioner Om Prakash Yadav from the police custody.</p> <p>It is submitted on behalf of learned counsel for petitioner that he is innocent, he has not committed any offence, he has been falsely implicated in this case due to suspicion, no any regular or anticipatory bail petition has been filed by the petitioner in any Court of law, petitioner has got one criminal antecedent, and he is ready to furnish sureties as required by the Court. Therefore, it is prayed that the petitioner may be enlarged on anticipatory bail.</p> <p>The learned P.P. opposed the prayer for anticipatory bail.</p> <p>Perused materials available on record and from perusal of the same, it is found that there is allegation against the petitioner that he was snatched from custody by the other accused persons of</p>	

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this case. Other accused persons have surrounded the police party having lathi, danda and gandasa, abused and assaulted them. But on perusal of the case diary, it is noted that no any injury report of any injured is available in the case diary. The Hon'ble Patna High Court has been pleased to allow anticipatory bail petition of other co-accused persons of this case. The case of this petitioner-accused is on same footing.

Considering the above facts and circumstances of the case, **I** think it proper to enlarge accused petitioner on anticipatory bail. Accordingly, in the event of his arrest or surrender within two weeks from the date of receipt of this order, he is ordered to be released on bail on furnishing bail bond of **Rs. 10,000/-** with two sureties of the like amount each to the satisfaction of the learned court concerned subject to condition laid down u/s 482(3) of BNSS with further condition that

(I) that the petitioner shall make himself available for interrogation by I.O. of this case as and when required

(II) that the petitioner shall not directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to the I.O. of the case.

(III) that the petitioners shall not leave India without the previous permission of the Court

(IV) that the petitioner is directed to co-operate in trial and disposal of the case.

[Dictated]

(Puneet Kumar Garg)
Sessions Judge, Saran
10.03.2026