

In the Court of Sessions Judge, Supaul

A.B.A.-85/2026

(Arising out of Laukaha PS Case No:-98/2025)

1. Jai Krishna Yadav @ Mithun Yadav, S/o- Dev Narayan Yadav;
2. Suryanarayan Yadav @ Suraj Yadav, S/o- Makdum Yadav;
3. Devnarayan @ Deval Yadav, S/o- Makdum Yadav;
4. Madho Yadav, S/o- Makdum Yadav, All R/o- Laukaha, Ward No.11, PS-
Laukaha, District- Supaul;

.....Accused/Petitioners
Vs.

State of Bihar.O.P.

01/04/2026

Ld. Counsel for petitioners Sri. Sanjay Kumar Verma, Advocate.

Ld. PP Sri. J.N.Pandey, for the State.

By this order we are going to dispose off the anticipatory bail application filed on behalf of accused/ petitioners, namely 1. Jai Krishna Yadav @ Mithun Yadav, 2. Suryanarayan Yadav @ Suraj Yadav, 3. Devnarayan @ Deval Yadav and 4. Madho Yadav, who are apprehending their arrest in connection with Laukaha PS Case No.:-98/2025, u/s- 191(3), 190, 126(2), 115(2), 118, 117(2), 109, 303(2), 352, 351(2) of B.N.S.

Ld. counsel for the accused/ petitioners argued that accused/ petitioners are quite innocent and have committed no crime and they have falsely been implicated in this case due to dirty village politics and land dispute. He further submitted that accused/ petitioners have not involved in any other case and having the clean antecedent. He further submitted that the offence as alleged in FIR is not applicable against the accused/ petitioners. He further submitted that the instant case is counter-blast of Laukaha PS Case No.99/2025. It is also submitted that accused/ petitioners are ready to abide by the provisions of section 482 of B.N.S.S, so they may be admitted to the anticipatory bail.

Ld. PP for the State strongly opposed the anticipatory bail application.

In brief, the prosecution story is that on dated 23.11.2025 at about 12:00 noon, accused Jai Krishna Kumar Yadav and Balkrishna Kumar Yadav, both are the sons off Dev Narayan Yadav along with other accused persons were abusing the family members of the informant Biltu Yadav. When the informant tried to pacify the dispute between them, then accused Jai Krishna Yadav @ Mithun Yadav assaulted the informant on his head by stick and on his face. Lateron accused Manish Yadav, Balkrishna Kumar, Suryanarayan Yadav @ Suraj Yadav, Sanjay Yadav, Dev Narayan Yadav @ Deval Yadav, Madhiya Devi, Manju Devi, Sanjan Kumari, Renu Devi, Khushbu Devi, Madho Yadav, Kajal Kumari along

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with three other unknown persons assaulted the informant by stick. When the brother of the informant namely Bino Yadav and Sadhu Yadav tried to him, then the accused persons also assaulted them and snatched the mobile phone and golden chain.

Argument heard from both sides and perused the record as well as case diary. On going through the case diary, it transpires that the police has also recorded the statement of witnesses namely Laleshwar Yadav and Parmeshwari Yadav and they have duly supported the contention of the informant. As per the injury report of injured/ informant Ramesh Yadav, the doctor has found the lacerated wound on right face of size about 5cm x 1 cm skin deep and lacerated wound on left side of head of size about 3cm x 1 cm skin deep. However, the doctor has opined the nature of injury as simple. On minute scrutiny of the *fardbyan* as well as entire case diary, it transpires that there is specific allegation against the accused/ petitioner No.1 Jaikrishna Kumar Yadav @ Mithun Yadav for causing injury to the injured/ informant Ramesh Yadav on his head and on face, which is duly corroborated by the injury report given by the doctor. Though the doctor has opined the nature of injury of injured/ informant as simple, but the accused/ petitioner No.1 Jaikrishna Kumar Yadav @ Mithun Yadav has assaulted the informant on his face and head. Both are the vital part of the body and the allegation against this accused/ petitioner No.1 Jaikrishna Kumar Yadav @ Mithun Yadav are direct and specific. The investigation of this is in primary stage. The custodial interrogation of accused/ petitioner No.1 Jaikrishna Kumar Yadav @ Mithun Yadav is also required. The tempering of the prosecution evidence also cannot be ruled out.

Hence, keeping in mind the seriousness of the allegation, I find that accused/ petitioner No.1 Jaikrishna Kumar Yadav @ Mithun Yadav is not entitled to get the benefit of anticipatory bail. As such, the prayer of the anticipatory bail, on behalf of accused/ petitioner No.1 Jaikrishna Kumar Yadav @ Mithun Yadav is hereby, **Rejected** and he is directed to surrender before the Learned Lower Court within 15 days from the date of receipt of a copy of this order.

So far as, the anticipatory bail prayer of accused/ petitioners No.2 to 4 are is concerned, though these accused/ petitioners No.2 to 4 are present at the place of occurrence but they have not played any active role and not caused any injury

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to the injured/ informant. Hence, keeping in mind there is no any specific allegation against the accused/ petitioners No.2 to 4, I find that accused/ petitioners No. 2 to 4 are entitled to get the benefit of anticipatory bail. Therefore, the prayer for anticipatory bail of accused/ petitioners No.2 Suryanarayan Yadav @ Suraj Yadav, 3. Devnarayan @ Deval Yadav and 4. Madho Yadav, stands **Allowed** and in the event of their arrest or surrender before the court within 15 days from the date of receipt of a copy of this order, they are directed to be released on furnishing bail bonds of Rs.20,000/- each with two sureties of like amount each to the satisfaction of Learned Court below with condition that they shall abide by all the conditions laid down in section 482 of B.N.S.S and one of the bailor must be family member or close relative.

Dictated
-Sd-
(Anant Singh)
Sessions Judge, Supaul