

In the Court of Sessions Judge, Supaul
A.B.A.-201/2026
(Arising out of Triveniganj PS Case No:-555/2025)

<u>25/03/2026</u>	Manish Kumar @ Munchun @ Manish Kumar Yadav, S/o- Ramdev Yadav @ Manu, R/o- Latauna, Nagar Parishad Triveniganj, PS- Triveniganj, District- Supaul;Accused/Petitioner Vs. State of Bihar.O.P. Ld. Counsel for petitioners Sri. Rajendra Prasad Mandal, Advocate. Ld. PP Sri. J.N.Pandey, for the State. Ld. counsel for informant Sri. Birendra Kumar Jha, Advocate. By this order we are going to dispose off the anticipatory bail application filed on behalf of accused/ petitioner, namely Manish Kumar @ Munchun @ Manish Kumar Yadav, who is apprehending his arrest in connection with Triveniganj PS Case No.:- 555/25, u/s- 126(2), 115(2), 103(1), 351(2), 3(5) of B.N.S. Ld. counsel for the accused/ petitioner argued that accused/ petitioner is quite innocent and has committed no crime and he has falsely been implicated in this case due to local village politics. He further submitted that accused/ petitioner has not involving 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/ petitioner. It is also submitted that accused/ petitioner is ready to abide by the provisions of section 482 of B.N.S.S, so he 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 18.11.2025 at about 02:30 P.M., the father of the informant namely Bhumi Yadav was working in his paddy field and accused Manish Kumar @ Munchun, Mukesh Yadav, Madan Yadav, Lalan Yadav, Manju Devi and Reena Devi have arrived there with deadly weapon and the accused persons caught hold the father of the informant and tightened his hands and legs and accused Lalan Yadav assaulted him by the butt of gun. Accused Mukesh Yadav also assaulted him by the butt of pistol on his abdomen and back and accused Manish Yadav having the <i>Khanti</i> assaulted on his neck and strangulated him. Accused Madan Yadav having the iron-rod also repeatedly assaulted him and after the death of the deceased all the accused persons away from there. Thereafter, the informant taken away his father to Sub-divisional Hospital, Triveniganj, where the doctor has declared him as brought dead. Argument heard from both sides and perused the record as well as case diary. On perusal of the case diary, it transpires that the police has also prepared the death summary report and recorded the statement of the witnesses namely Manish Kumar, Bijendra Yadav and Santosh Kumar and all the witnesses have duly supported the	Contd.
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<u>Contd.</u> <u>25/03/2026</u>	prosecution case. As per para No.16 of the case diary, the I.O has also collected the call details of the mobile phone numbers. As per the postmortem report, the doctor has not given any concrete opinion about the death of the deceased and viscera was preserved and sent to FSL. On minute scrutiny of the entire case diary as well as <i>Fardbyan</i>, it transpires that the several accused persons have gathered at the agricultural field of the informant and mercilessly assaulted the father of the informant, who is aged about 70 years old. The deceased has died on the spot. There is specific allegation against this accused/ petitioner that he assaulted the father of the informant by iron-rod/ <i>Khanti</i> on his neck. The offence was committed on 18.11.2025 and till date the accused persons are evading their arrest. The allegations against this accused/ petitioner is very serious in nature that he along with other accused persons have mercilessly assaulted the father of the informant, thereby he died on the spot. The investigation of this case against this accused/ petitioner is still pending. The custodial interrogation of accused/ petitioners are also required. The tempering of the prosecution evidence by the accused/ petitioners is also cannot be ruled out. Hence, keeping in mind the seriousness of the allegation, I find that the accused/ petitioner is not entitled to get the benefit of anticipatory bail. As such, the prayer of the anticipatory bail, on behalf of accused/ petitioner namely Manish Kumar @ Munchun @ Manish Kumar Yadav, is hereby, Rejected. Dictated -Sd- (Anant Singh) Sessions Judge, Supaul	
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