

In the Court of Sessions Judge, Supaul
A.B.A.-481/2026
(Arising out of Kishanpur PS Case No:-26/2026)

	1. Suresh Yadav, S/o- Ramkhelawan Yadav; 2. Sunil Kumar, S/o- Ramkhelawan Yadav; 3. Anil Kumar, S/o- Ramkhelawan Yadav; 4. Ramkhelawan Yadav, S/o- Late Anant Prasad Yadav; 5. Sarowar Yadav, S/o- late Anant Prasad Yadav; 6. Sitaram Yadav, S/o- late Anant Prasad Yadav; 7. Hareram Yadav, S/o- late Anant Prasad Yadav; 8. Gunanand Yadav, S/o- late Anant Prasad Yadav; 9. Jitendra Kumar, S/o- Sarowar Yadav; 10. Suchen Yadav, S/o- Gunanand Yadav, All R/o- Phulwariya, Ward No.16, PS-Kishanpur, District-Supaul; Accused/Petitioners Vs. State of Bihar.O.P.	
<u>09/04/2026</u>	Ld. Counsel for petitioners Shri. Binod Kant Jha, 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. Suresh Yadav, 2. Sunil Kumar, 3. Anil Kumar, 4. Ramkhelawan Yadav, 5. Sarowar Yadav, 6. Sitaram Yadav, 7. Hareram Yadav, 8. Gunanand Yadav, 9. Jitendra Kumar and 10. Suchen Yadav, who are apprehending their arrest in connection with Kishanpur PS Case No.:–26/2026, u/s- 126(2), 115, 109, 76, 303(2), 352, 351(2), 3(5) 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 Kishanpur PS Case No.27/26. 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 26.01.2026 at about 12:00 noon, 17 accused persons named in FIR including these accused/ petitioners with deadly weapon gathered at the residential plot of the informant bearing Khata No.158, Khesra No.3847, area 4 Katha and forcibly tried to occupy the same and the accused persons also abused the informant and assaulted him. When the informant raised alarm, then his brother Subhash Kumar, Dilkhush Kumar and other family members were gathered there. Thereafter, the accused persons also assaulted all of them and caused injury on the head of the informant, thereby the blood was started oozing. Accused Jitendra Kumar having	Contd.

In the Court of Sessions Judge, Supaul
A.B.A.-481/2026
(Arising out of Kishanpur PS Case No:-26/2026)

<u>Contd.</u> <u>09/04/2026</u>	the farsa also assaulted on the back side of the head of the informant. The accused persons also destroyed the grains and hand-pump as well as the planted tree and also taken away the cash of Rs.50,000/- from the house of the informant. 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 also recorded the statement of the witnesses namely Rekha Devi, Manisha Kumari, Dinesh Yadav and Dinesh Kumar and all the witnesses have stated in-verbatim as stated by the informant. Similarly, the police has also recorded the statement of witness Budhani Devi and she has specifically stated to the police that the allegation of taking away the cash and other articles as well as tearing of the clothes of the family members of the informant are false. As per para No.24 of the case diary, these accused/ petitioners are having the clean antecedent. As per the injury report of the injured Subhash Kumar, the doctor has found lacerated wound over left side of crown of size 3 cm x 1.5 cm x 1cm and opined the nature of injury as simple. Similarly, the as per the injury report of injured Bibhash Kumar, the doctor has found lacerated wound over right parietal region of head size 2cm x 1cm x 0.5cm and lacerated wound over right occipital region of head size 3 cmx 1 cm x 1 cm and opined the nature of injury as simple. It is also pertinent to mention here that a cross-case was also filed by one of the accused/ petitioner namely Hareram Yadav against the informant and his family members bearing Kishanpur PS Case No.27/26. Keeping in mind the nature of injury, clean antecedent of the accused/ petitioners and a counter-case was also filed by the accused persons against the informant and his family members, hence, I find that all the accused/ petitioners are entitled to get the benefit of anticipatory bail. Hence, the prayer for anticipatory bail of all the accused/ petitioners 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	
--	---	--