

In the Court of Addl. Sessions Judge-Vth, Siwan.
Anticipatory Bail Petition No. 448/2026
Nautan P.S. Case No. 302/2025
Rohit Kumar Yadav Petitioner
Vs.
The State of Bihar O.P.

ORDER

27.04.2026

This anticipatory bail petition has been filed on behalf of accused-petitioner namely **Rohit Kumar Yadav** in apprehending his arrest in connection with Nautan P.S. Case No. 302/2025 registered u/s 317(2), 317(4), 317(5) of BNS and 11 of Animal Cruelty Act, 1960 against the petitioner (driver and owner of the truck bearing registration no. UP62T-6108), put up and pressed.

Heard both sides.

As per the self-statement of the informant Shashi Ranjan, S.H.O of Nautan P.S recorded by self at Nautan Thana, Dist- Siwan, dated 11.12.2025 at 3:00 A.M, the prosecution case, in short, is that on 10.12.2025 at about 6:00 P.M, the informant received an information given by A.S.I Nishu Kumari that several cattle loaded in a truck bearing registration no. UP62T-6108 were carrying from U.P to Bihar mercilessly with intention of smuggling them. After verification and for necessary action, the informant with police team set out for the spot and started intensive vehicle checking. After some time, a truck was spotted coming from U.P and the police team indicated the truck to stop, but the driver of the truck did not stop the same and he sped up his truck with intention to flee away, but with the help of police team, the truck was seized. The driver succeeded in fleeing away due to darkness. The truck was checked and found that 16 oxen were loaded in the said truck mercilessly, out of them, some were became unconscious and some became injured. Seizure list was prepared of 16 oxen and a truck.

Ld. Counsel of petitioner submits that the petitioner is innocent and has committed no offence rather he has falsely been implicated in this case. The petitioner bears clean past having no criminal antecedent. The articles found in the said truck is not the stolen article, it is loaded by the customer after purchase from Mela. But while going in the way, the members of Bagranj Dal were extorted money by owner of the animals and as a result of which, the petitioner did not know that here he is fled away due to atrocities committed by the members of Bajranj Dal. As a matter of fact, the petitioner and his vehicles not committed any wrong and no offence u/s 317(2), 317(4), 317(5) of BNS is made out against the

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petitioner. So far as concern of offence of Animal Cruelty Act is concern, it is bailable one. In the meantime, the petitioner is in apprehension of his arrest by the hands of local police. There is no chance of his absconding or tampering with the prosecution evidence. Hence, he prays for anticipatory bail.

On the other hand, Ld. A.P.P opposes prayer of anticipatory bail.

Having gone through the aforesaid facts and submissions as advanced on behalf of both sides and after perusal of record, it appears that this case has been registered u/s 317(2), 317(4), 317(5) of BNS and 11 of Animal Cruelty Act, 1960. The petitioner appears before the court and submitted that he is the owner of the said truck and was not aware with the incident. The oxen found in the said truck is not the stolen ones, rather the oxen were loaded by the customer after purchase from Mela. The driver fled away leaving the truck in fear of members of Bajrang Dal. There is no criminal antecedent against the petitioner as mentioned at para no. 3 of the bail petition.

So, considering the aforesaid discussed facts, it seems proper to grant privilege of bail to the petitioner, in the event of his arrest or surrender before learned trial court within four week from today after furnishing bail bonds of Rs. 10,000/- with two sureties of like amount each to the satisfaction of learned trial court subject to condition as mentioned u/s 482 of BNSS.

(Dictated)

Sd/-

(Umashankar)

Addl. Sessions Judge-Vth,
Siwan.

27.04.2026.