

In the Court of Addl. Sessions Judge-Vth, Siwan.
Anticipatory Bail Petition No. 1293/2026
Sarai P.S. Case No. 139/2026
Ramnaresh Yadav and Radhika Devi Petitioners.
Vs.
The State of Bihar O.P.

ORDER

24.06.2026

This anticipatory bail petition has been filed on behalf of accused-petitioners namely **Ramnaresh Yadav and Radhika Devi** in apprehending their arrest in connection with Sarai P.S. Case No. 139/2026 registered u/s 126(2), 115(2), 109, 351(2), 352, 3(5) of BNS against the petitioners along with others, put up and pressed.

Heard both sides.

As per the computerized petition of the informant Nandkishore Yadav, the prosecution case, in short, is that on 10.04.2026 at about 9:00 A.M, due to land dispute, informant's brother Ratnesh Yadav and Bhabhi Radhika Devi (petitioner) and his son Nandlal Yadav (co-accused) came and started abusing and assaulting. It is further alleged that accused Nandlal Yadav assaulted to the informant's son Bharat Yadav by means of iron rod on his head and became blood-soaked and unconscious. When, the informant came to rescue, then petitioner Ram Naresh Yadav assaulted to him by bricks and petitioner Radhika Devi assaulted to the informant's wife Kalawati Devi by means of bamboo stick and she became semi-dead.

Ld. Counsel of petitioners submits that the petitioners are innocent and have committed no offence rather they have falsely been implicated in this case. The petitioners bears clean past having no criminal antecedent. The prosecution story is highly improbable and absurd and the same is actual state of affairs. Both parties are pattidars and there is land dispute in between them. There is case and counter case. All sections applied in this case are bailable except section 109 of BNS, which is not attractable. The alleged occurrence took place on the spur of moment for which, there was not pre-planned. The petitioner is in judicial custody since 14.04.2026. There is no chance of his absconding or tampering with the prosecution evidence. Hence, he prays for bail.

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

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case has been registered u/s 126(2), 115(2), 109, 351(2), 352, 3(5) of BNS against the petitioners along with others. There is allegation against petitioners that petitioner Ram Naresh Yadav assaulted to the informant by bricks and petitioner Radhika Devi assaulted to the informant's wife Kalawati Devi by means of bamboo stick. The doctor found nature of injury is simple. Both sides are pattidars and there is land dispute and there is case and counter case in between the parties. The co-accused having specific allegation of assault by means of iron rod has been granted bail vide B.P. No. 562/2026 by this court after considering the period of custody. There is no criminal antecedent against the petitioners mentioned in the case diary.

So, considering the aforesaid facts, it seems proper to grant privilege of bail, in the event of their arrest or surrender before learned trial court within four weeks 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.
24.06.2026