

In The Court of Sessions Judge, Gonda

Bail Application No. 1374/2026

CNR No. UP GD01003905-2026

Rajesh Yadav, aged about 46 years, S/o Shiv Prasad, R/o Village- Ghancha Bikapur,
P.S.- Tarabganj, District- Gonda.

..... Accused /applicant

Versus

State of Uttar Pradesh

... Opposite party

Date: 12.06.2026

01. This bail application has been moved on behalf of accused/applicant **Rajesh Yadav** U/s 483 BNSS in relation to case crime no. 132/2026, U/s 115(2), 191(2), 191(3), 109(1), 352, 351(3) BNS, P.S.- Tarabganj, District- Gonda.

02- Brief facts of the First Information Report is that on 19.04.2026 when complainant Akash Yadav after having food with his family members was sitting at his door (sahan). At around 10.00 p.m., opponents Vipin, Vineet, Suresh, Rajesh, Reeta, Rohit and Nitin in furtherance common intention, lashed with sharp edged weapon came and attacked on Ranvijay, Abhishek, Sarita, Ilasha Devi, Ram Lallan and Akash and caused grievous injuries.

03- On the basis of above information, on 20.04.2026 at 01.36 hour a First Information Report U/s 115(2), 191(2), 118(1) BNS was lodged against 07 named persons (including present accused/applicant) at police station concerned in aforesaid case crime number.

04- It is contended on behalf of accused/applicant that accused/applicant is innocent and has been falsely implicated in the instant case. Accused/applicant has not committed alleged offence. Actually, because of some dispute, complainant side persons came at the house of accused/applicant and assaulted him and his family members and in that incident complainant side persons also sustained injuries. It is next submitted that regarding that a case crime number 131/2026, has been lodged from their side. Present FIR has been lodged after thought. There are contradictions in the version of FIR, statement recorded and medical report. Section 109(1) BNS was added without any proof. Motive is not mentioned in the FIR. No specific role of accused/applicant has been shown in FIR. There is no independent and eye witness of

alleged incident. Accused/applicant has neither any criminal history nor he has been convicted in any case. He is languishing in jail since 25.05.2026. On the above grounds, it is urged to enlarge the accused/applicant on bail.

05- Contrary to that learned DGC (Crl.) for the State opposed the instant bail and vehemently argued that accused/applicant along with other co-accused persons is named in the FIR. In the instant case 05 persons are injured. In CT scan head of injured Ranvijay, Comminuted Fracture shown in parietal bone on left side with overlying soft tissue swelling. It is submitted that during investigation section 191(3), 109(1), 352, 351(3) BNS was also added to the case on the basis of evidence collected. Investigation is going on and charge-sheet is still awaited. Maximum punishment for the offence committed in the instant case is imprisonment for life. On the above grounds urged for rejection of the instant bail application.

06- Heard, learned counsel for the accused/applicant and learned DGC (Crl.) for the State and perused the record.

07- On perusal of record, it transpires that accused/applicant along with other co-accused persons is named in the FIR. Initially FIR was lodged U/s 115(2), 191(2), 118(1) BNS and during investigation sections 191(3), 109(1), 352, 351(3) BNS were added to the case. In statement u/s 180 BNSS, complainant, injured Sarita, Ram Lallan and abhishek have supported the prosecution version.

08- In medical report of Abhishek following injuries are found on his body :-

- i- L.W. of 2.5 cm x 1 cm over right side front of chest, 4 cm lateral of right nipple. Bleeding present on cleaning.
- ii- L.W. of 2 cm x 0.7 cm over left side neck, 8 cm below right side ear. Bleeding present on cleaning.
- iii- Traumatic swelling of 5 cm x 5 cm with abrasion of 0.5 cm x 0.5 cm over left side head, 7 cm above from left ear. X-ray.
- iv- Abrasion 6 cm x 0.3 over right forearm posterior to lateral aspect, 8 cm above from right wrist joint.
- v- Multiple abrasion of 6 cm to 10 cm over right side back of chest, 8 cm below from right shoulder.
- vi- COP right side neck.

08- In medical report of Sarita following injuries are found on her body :

- i- L.W. of 3 cm x 0.5 cm over right side head, 10 cm above from right ear. Bleeding present. Adv x-ray.

08- In medical report of Ilasha Devi following injuries are found on her body :

- i- L.W. of 5 cm left side head, 10 cm above from left eyebrow. Bleeding present on cleaning. Adv x-ray.
- ii- Reddish contusion of 3 cm x 1 cm on left side face, 2 cm below from left eye.
- iii- Traumatic swelling 4 cm x 4 cm over left side wrist joint posterior aspect. Adv x-ray.
- iv- Contusion of 2 cm x 1.5 cm over right wrist joint posterior aspect.

08- In medical report of Ranvijay following injuries are found on his body :

- i- L.W. of 8 cm x 0.7 cm over left side head, 8 cm above from left ear. Bleeding present on cleaning. Adv x-ray.
- ii- L.W. of 2.5 cm x 0.5 cm over left side head, 2 cm below from injury no. 1. Bleeding present.
- iii- Reddish contusion with abrasion 13 cm x 0.7 cm over left side upper chest to shoulder, 13 cm above from left nipple.
- iv- Reddish contusion of 3 cm x 1.5 cm over posterior right aspect of arm, 16 cm above right elbow.

Apart from this, in CT scan (head) report of injured Ranvijay; Comminuted Fracture shown in parietal bone on left side with overlying soft tissue swelling. Also multiple hematoma and hemorrhage are shown.

11- As per the doctor concerned, the injuries sustained to the injured persons are caused by hard and blunt objects. Also, the concerned doctor has stated the injuries of the injured Ranvijay to be grievous in nature which could be fatal if not received treatment. Investigation is going on and chargesheet is still awaited. Role of accused persons/applicants is same as co-accused persons. Maximum punishment for the offence committed in the instant case is death or life imprisonment.

12- Accordingly, in light of above fact and circumstances of the case and seeing the nature and gravity of the offence, in my opinion, it is not a fit case for bail.

Order

Bail application no.- 1374/2026 moved on behalf of accused/applicant **Rajesh Yadav** in relation to case crime no. 132/2026, U/s 115(2), 191(2), 191(3), 109(1), 352, 351(3) BNS, P.S.- Tarabganj, District- Gonda is hereby **rejected**.

Dated : 12.06.2026

(Surya Prakash Singh)
I/c Sessions Judge,
Gonda