



UPMA010030362026

In the Court of Sessions Judge, Mau.**Present:Sanjay Kumar Yadav-III, H.J.S.****Judicial Officer Code no.UP2023****Bail Application no. 992 of 2026**

Piyush Kumar Yadav & Anr.

--Accused-applicants

Versus

State of U.P.

--Opposite party

ORDER

1. Present application for bail has been moved on behalf of accused applicants Piyush Kumar Yadav and Rakesh Yadav alias Tipu Yadav involved in case crime no. 0151 of 2026, for the offences punishable under Section 109(1), 217, 351(1), 61(2) B.N.S., within the territorial jurisdiction of Police Station Madhuban, District Mau.
2. The brief facts of the case as per prosecution case are that on 18.05.2026, at 11.00 O'clock in the night, three miscreants, two of them using helmet on their heads, while middle miscreants tied his face by towel sitting on Apache motor cycle came and opened firing at the door of the informant by the weapons having intention to kill. At the same time, mother of the informant was sleeping outside the house. Her mother was saved by the skin of her teeth. Informant and her sister Anju Yadav came out from the house and saw that by one white coloured Apache motor cycle, above three miscreants fled hurling threatening to them.
3. The learned counsel for the accused applicants submits that the accused applicants are innocent and they have been falsely implicated in this case. They are not named in FIR. Their names came into light during course of investigation on the statement of co-accused. No independent witness is cited to the incident. No offence under Section 109(1) B.N.S. is made out against the accused applicants. The accused applicants has been detained in jail since 24.05.2026.
4. The learned I/c. District Government Counsel (Crl.) submits that before this incident, a scuffle took place with Ram Pravesh Yadav cousin of co-accused Rambhawan Yadav, in which Ram Pravesh hand got fractured and case was registered on behalf of Ram Pravesh Yadav. To come into compromise in that case, co-accused Rambhawan Yadav hatched conspiracy with accused persons Ramashish Yadav, Piyush Kumar Yadav and Rakesh Yadav alias Tipu Yadav to implicate his cousin Ram Pravesh Yadav and showed his house to them, who made firing at his house. Rambhawan Yadav also helped the miscreants in fleeing from the spot. During course of investigation, whole entire prosecution

story, as dramatized by the co-accused Rambhawan Yadav has came into light. The accused applicants played active role in the incident. The accused applicants have committed grave offence. He prayed for rejection of bail.

5. It is allegation on the accused applicants that on conspiracy hatched by the co-accused Rambhawan Yadav, accused applicants and Ramashish Yadav, opened firing at the house of informant. This is no injury case. Accused applicants are not named in FIR. Their names came into light during course of investigation. No independent witness is cited to the said incident. The accused applicants have been detained in jail since 24.05.2026. Considering the facts and circumstances of the case, detention period, nature of the offence and the fact that accused applicants are not named in FIR, without expressing opinion on merits of the case, this Court finds it a fit case for bail.
6. Hence, the application for bail moved by the accused applicants Piyush Kumar Yadav and Rakesh Yadav alias Tipu Yadav is ,hereby, allowed and accused applicants are released on bail on each of them executing a personal bond of Rs.40,000/- and two sureties in the like amount to the satisfaction of the Magistrate concerned on following conditions:-
 - 1-Accused applicants shall appear before the investigating officer as and when required by him. They shall also appeared before the Trial Court on each and every date and they shall not move any unnecessary adjournment.
 - 2- The accused applicants shall not directly or indirectly make inducement, threat or promise to any person, acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or tamper with the evidence.
 - 3- The accused applicants shall not leave India without permission of the Court.

(Sanjay Kumar Yadav-III)
Sessions Judge,
Mau.

Dated: June 09, 2026
Typed by-Anil Kumar Srivastava, P.A.