

**IN THE COURT OF THE PRINCIPAL DISTRICT & SESSIONS**

**JUDGE, AURANGABAD**

A.B.P No.402/2026

Arising out of Aurangabad (Town) P.S. Case No.79/2026

**Present:- Rajeev Ranjan Kumar, Sessions Judge, Aurangabad (Bihar)**

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1. Ampu Sharma @ Ravi Ranjan Kumar, age 40, S/o Suresh Sharma, R/o Vill-Dharampura, P.S-Jamhore, Aurangabad, Bihar  
2. Vimal Kishore Pandey, S/o Late Yamuna Pandey, age 47, R/o Vill-Pipra, P.O-Makhara Jay Govind Nagar, P.S-Jamhore, Aurangabad, Bihar

... Petitioner(s)

Versus

The State of Bihar ...Opposite Party(s)

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Appearance :

For the Petitioner(s)	:	Sri Anup Kumar Singh
For the State	:	Sri Ajay Kumar, P.P

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**29.04.2026**

Apprehending their arrest in connection with Aurangabad (Town) P.S. Case No.79/2026 instituted for the offence u/s 126(2), 115(2), 117(2), 303(2), 333, 352, 351(2), 3(5) of Bhartiya Nyaya Sanhita, 2023, petitioners have moved before this court for grant of privileges of anticipatory bail. A copy of the anticipatory bail petition has been served upon the Id. P.P. for the State.

The briefly stated prosecution story is that on dated 28.01.2026 at about 02:40 PM, the informant was getting his house measured on the part of Government Ameen. It is alleged that for this reason, the petitioners along with two unknown persons have entered into the house of informant and assaulted him. On her protest, petitioner Ampu Sharma caught hold the informant from back side with intention to kill him and Vimal Kishore Pandey has assaulted to the informant by iron rod in which he sustained head and chest injury. It is alleged that accused persons have snatched his golden locket.

Learned counsel for the petitioner has submitted that petitioners are quite innocent and have been falsely implicated in this case. He further stated that on the date of occurrence, the measurement was done and the house of the

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informant was found in more area, at this, the informant has assaulted to Arvind Kumar Mishra and Petitioner no.2. Petitioner no.1 is own bahnoi of the petitioner no.2, who, just in order to resolve the dispute, came at the time of measurement. Petitioners are having no criminal antecedents. It is therefore prayed that the petitioners be enlarged on anticipatory bail.

On the other hand, learned P.P. for the State opposed the prayer for grant of anticipatory bail to the petitioner.

Heard learned counsel for the petitioners and learned P.P. for the State.

As per allegation, the petitioner no.1 had caught hold the informant and the petitioner no.2 had caused injury to the informant over the chest and head. It is admitted fact that the land dispute is going on between the parties and parties are close neighbours. It is mentioned at para 43 and 44 of the case diary that petitioners are having no criminal antecedents. The present anticipatory bail petition is pending for want of injury report and from perusal of injury report it appears that there were four injuries found over the body of Krishna Murari on dated 28.01.2026 (1) 2x1cm CLW present over forehead by sharp object, (2) 2x2x2cm CLW present over right temporal region by sharp object (3) Tenderness over chest and (4) Tenderness over back, the nature of injury is kept reserve till chest x-ray & CT head report. On earlier date, the court was informed that a Medical Board is constituted and the date was fixed on 24.04.2026. There is a letter vide no.916 dated 28.04.2026 issued by Deputy Superintendent, Sadar Hospital, Aurangabad in which it is mentioned that an applicant Vimal Kishore Pandey had challenged the injury report and in the light of said application, Medical Board was constituted and the injured person was informed through whatsapp and speed post, to appear before the Medical Board but despite giving several opportunities, he has failed to appear before the Medical Board.

Considering the fact that there is a land dispute going on between the parties, petitioners are having clean antecedent and conduct of the injured regarding his non-appearance before the Medical Board due to which there is no conclusin

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over nature of injury found over his body. Hence, the anticipatory bail petition filed on behalf of the petitioners, is hereby **allowed**. It is directed to release the petitioners on bail in the event of their arrest or surrender before the learned court below within a period of four weeks from today on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount by each petitioners subject to the satisfaction of the learned court below and the conditions as laid down u/s 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023. However, it is directed that if the nature of injury was found to be grievous by the Medical Board in injury, the prosecution will have liberty to move for cancellation of bail-bond of the petitioners.

Dictated

(Rajeev Ranjan Kumar)  
Sessions Judge  
Aurangabad (Bihar)