

IN THE COURT OF THE PRINCIPAL DISTRICT & SESSIONS

JUDGE, AURANGABAD

A.B.P No.531/2026

Arising out of Rafiganj P.S. Case No.54/2026

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

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1. Amit Kumar, S/o Rajaram Paswan
 2. Rajaram Paswan, S/o Baleshwar Paswan @Late Badeshwar Paswan
Both are R/o Vill-Naraich, P.O-Chew, Kasma, Auragabad, Bihar

... Petitioner(s)

Versus

The State of Bihar

...Opposite Party(s)

Appearance :

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

24.04.2026

Apprehending their arrest in connection with Rafiganj P.S. Case No.54/2026 instituted for the offence u/s 126(2), 115(2), 109, 351(2), 352, 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 ld. P.P. for the State.

The briefly stated prosecution story is that on dated 12.02.2026 at about 03:00PM, petitioners had assaulted to the informant by iron rod and garasa in which informant has sustained head injury.

It has been submitted by the learned counsel appearing for the petitioners that the petitioners are wholly innocent and have committed no offence. Petitioners have been falsely implicated in this case. There is a counter FIR vide Rafiganj P.S case no.55/2026 lodged against the brother of informant. Petitioners are having no criminal antecedent. 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

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grant of anticipatory bail to the petitioners.

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

As per allegation, it is alleged against the petitioners that they had caused head injury by an iron rod and garasa to the Informant. During course of investigation, it is stated by the witnesses that at the time of scuffle, both parties have caused injury to one another. From one side Amit kumar had caused injury to the informant Virendra Sao and from the other side, Ranjeet Sao had caused injury to the petitioner no.1 by an iron rod. The Informant and the petitioner no.1 both had sustained head injury regarding which a counter FIR vide Rafiganj P.S case no.55/2026 was lodged by the petitioner no.2 against the informant and one Ranjeet Sao. It is mentioned at para 26 of the case diary that petitioners are having clean antecedents. On today, supplementary injury report is supplied by Ld.P.P. from which it is clear that the injury sustained by Virendra Sao, is found simple in nature.

Considering the fact that there is a case and a counter case between the parties, due to land dispute both parties had entered into scuffle and petitioners are having clean antecedent. Apart from the fact that injuries sustained by the informant is found simple in nature. Hence the anticipatory bail petition filed on behalf of the above-named 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 of 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.

Dictated

(Rajeev Ranjan Kumar)
Sessions Judge
Aurangbad (Bihar)