

IN THE COURT OF SESSIONS JUDGE, AURANGABAD (BIHAR)

A.B.P. No. 583/2026

Arising out of Daudnagar P.S. Case No. 57/2026

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

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1. Chandradeo Singh, S/o late Deonath Singh, age-82 years, R/o Mahawar Tole Purna Bigha, P.S.- Daudnagar, District- Aurangabad (Bihar).
 2. Madan Singh, S/o late Deonath Singh, age-70 years, R/o Mahawar Tole Purna Bigha, P.S.- Daudnagar, District- Aurangabad (Bihar).
 3. Munarik Singh, S/o late Deonath Singh, age-75 years, R/o Mahawar Tole Purna Bigha, P.S.- Daudnagar, District- Aurangabad (Bihar).
 4. Naresh Singh @ Ram Naresh Singh, S/o late Deonath Singh, age-68 years, R/o Mahawar Tole Purna Bigha, P.S.- Daudnagar, District- Aurangabad (Bihar).
 5. Pravesh Singh @ Ram Pravesh Singh, S/o late Deonath Singh, age-62 years, R/o Mahawar Tole Purna Bigha, P.S.- Daudnagar, District- Aurangabad (Bihar).
 6. Kamlesh Singh, S/o late Deonath Singh, age-50 years, R/o Mahawar Tole Purna Bigha, P.S.- Daudnagar, District- Aurangabad (Bihar).
 7. Rambali Singh, S/o late Deonath Singh, age-55 years, R/o Mahawar Tole Purna Bigha, P.S.- Daudnagar, District- Aurangabad (Bihar).
 8. Awadh Singh, S/o Sri Munarik Singh, age-46 years, R/o Mahawar Tole Purna Bigha, P.S.- Daudnagar, District- Aurangabad (Bihar).
 9. Arvind Singh @ Arvind Kumar, S/o Sri Janardan Singh, age-44 years, R/o Mahawar Tole Purna Bigha, P.S.- Daudnagar, District- Aurangabad (Bihar).

... .. Petitioner(s)

Versus

The State of Bihar

... ..Opposite Party(s)

Appearance :

For the Petitioner(s) : Sri Sanjay Kumar-II, Adv.
For the State : Sri Ajay Kumar, P.P.

02.04.2026

Apprehending their arrest in connection with Daudnagar P.S. Case No. 57 of 2026 instituted under Sections 147, 148, 149, 323, 379, 436, 341 of the Indian Penal Code and u/s 27 of the Arms Act, 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 the father of informant

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had purchased the land appertaining to khata no. 362, plot no. 72, area one bigha at village Mahawar Tole Purna Bigha and some tree were planted over the said land. It is alleged that the accused persons were making brick kiln over the said land with an intention the grab the same and on objection being raised, the accused persons assaulted to the informant and cut ten palm trees. It is further alleged that the accused persons opened fire. Accused persons also set the house of the informant on fire.

Learned counsel for the petitioners has submitted that the petitioners are quite innocent and they have not committed any offence. They have been falsely implicated in this case. Nothing has been happened as alleged in the F.I.R. It is further submitted that the alleged land of khata no. 362, plot no. 72 is recorded in the C.S. Khatiyani as Bakast. The occurrence is alleged to have taken place on 25.02.2010, 23.02.2010 and 17.03.2010 but the F.I.R. has been lodged on 26.01.2026 on the basis of complaint filed by the informant. No specific allegation of overt act has been attributed against the petitioners. The informant attempting to give the cloak of a criminal offence to matters which are purely civil in nature. Petitioners are having no criminal antecedent. It is therefore prayed that the petitioners be released on anticipatory bail.

Per contra, learned P.P. opposed the prayer for grant of anticipatory bail to the petitioners.

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

From perusal of the anticipatory bail petition, document attached herewith and the case diary available on record, it appears that there was a complaint case vide 129/2010 filed before the court of S.D.J.M., Daudnagar on dated 07.04.2010 and it was sent to the concerned police station u/s 156(3) of Cr.P.C. The F.I.R. in the present case was registered on 06.01.2026 vide Daudnagar P.S. Case No. 57/2026. It is alleged against the accused persons that they had wrongfully came possession over the complainant land by use of arms, caused fire and committed theft by cutting of trees over the said land. It is mentioned at para-19 of the case diary that accused persons are having no criminal antecedent.

Considering the fact that the case is very old one and the present F.I.R. has been lodged on the basis of a complaint filed by the complainant in

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the year 2010. Apart from the aforesaid fact, the petitioners are having clean antecedent and the matters purely relates to civil in nature. Hence, **the anticipatory bail petition filed on behalf of above named petitioners is hereby allowed.** Petitioners are directed to be released 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 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
Aurangabad (Bihar)