

IN THE COURT OF ADDITIONAL AND DISTRICT SESSIONS JUDGE-IV,

AURANGABAD

A.B.P. No.- 862/2026

Arising Out of Mali PS Case no. 31/2026

Anshu Raj @ Banti and 1 other Vs.The State of Bihar

ORDER DATED 04.07.2026

The instant Anticipatory Bail Petition has been filed by (1) Anshu Raj @ Banti, Age- 30 Years, S/o- Anil Singh (2) Prasun Raj @ Prince, Age-28 years, S/o- Birendra Singh Both R/o- Village- Khaira, P.S.- Mali, District- Aurangabad (Bihar) arising out of Mali PS Case no. 31/2026 pending in the court Sri Abhijeet Rai Judicial Magistrate 1st Class, Aurangabad under Section 126(2), 191(2), 191(3), 190, 115(2), 118(1), 117(2), 109, 352, 351(2) and Section 351(3) of the BNS.

Sri Krishna Pratap, the learned Counsel for petitioners submitted that no other bail petition is pending either in this court or any Superior Court. He further submitted that the petitioners had single criminal antecedent in Cyber PS Case no. 91/2024. The petitioners were innocent and had been falsely implicated in the present case because no one saw the petitioners assaulting the informant and there is no direct or indirect evidence against them. In light of given facts, the Ld. Counsel prayed to grant anticipatory bail to the petitioners.

The learned A.P.P. Sri Irshad Alam vehemently opposed the anticipatory bail petition on the ground that the allegations imposed against the petitioners was serious in nature.

Heard both the sides and perused the case record.

Perusal of the case record reveals that FIR is lodged under Section 126(2), 191(2), 191(3), 190, 115(2), 118(1), 117(2), 109, 352, 351(2) and Section 351(3) of the BNS. The allegation on the petitioners is that they jointly assaulted the the informant and his nephew with kicks and punches along with other accused persons. The injury report of the informant depicts that he had split wound on his head and swelling on his shoulder and right arm. Similarly, the injury report of injured Amrit Anand shows that he had abrasion on his left and right elbows and pain and swelling on scapular and temporal region. The informant was suggested to go for CT-Scan while Amrit Anand was directed for X-ray of his elbow. However, perusal of the case record depicts that Amrit Anand did not furnish the X-ray report and the informant did not opt for CT-

DIVYA VASHISHTHA,
ADDITIONAL SESSIONS JUDGE IV,
AURANGABAD, BIHAR

Scan. The allegation on the petitioners are not specific and they did not use any weapon to assault both the injured. In light of given facts, the Court is inclined to enlarge the petitioner on anticipatory bail on being arrested or his surrender before the learned Trial Court within two weeks from the date of receipt of copy of this order. Let the petitioner be released on anticipatory bail on furnishing a bail bond of Rs. 10,000/- with two sureties of like amount each to the satisfaction of Sri Abhijeet Rai Judicial Magistrate 1st Class, Aurangabad with conditions as laid down in Section 482 (2) of the BNSS. Accordingly, the anticipatory bail petition of the petitioner Anshu Raj @ Banti and Prasun Raj @ Prince is hereby **allowed**.

Dictated by

District & Additional Sessions Judge IV,
Aurangabad (Bihar)

04.07.2026

