

IN THE COURT OF DISTRICT & ADDITIONAL SESSIONS JUDGE-II, BANKA

ABP No. 569/2026

Shahbaj Ansari and others

..... Petitioners

versus

The State of Bihar

..... Opp. party

Present :- Surya Kant Tiwari

ASJ-II

Ld. Advocate for the Petitioners :- Sri Subodh Kumar Singh

Ld. Additional Public Prosecutor:- Sri Md. Zaheer Abbas

ORDER

08.05.2026 (1) This anticipatory bail petition filed on behalf of accused petitioners namely 1. Shahbaj Ansari, 2. Minhaj Ansari, 3. Javed Ansari and 4. Janhagir Ansari, in connection with Dhoraiya P.S. Case No. 60/2026, registered under sections 191(2), 191(3), 190, 109(1), 117(2), 303(2), 118(1), 351(2), 352 of B.N.S. Copy has already been served to learned APP.

(2) The prosecution case as per FIR, in brief, is that on 25.02.2026 at about 3:30 PM, the accused persons named in the F.I.R. came at the informant's fish shop and damaged the shop. Shahbaj Ansari assaulted the informant's father on the head with a sword, as a result he sustained head injury and he fell down. Ansari then took Rs. 40 thousand from the father's pocket. Halim Ansari assaulted Mantjar Ansari on hand with iron rod, he sustained injury and he fell down unconscious. He was then brutally beaten with iron rods and lathi. Minhaj Ansari assaulted Tabrej Ansari on head with farsa, he sustained head injury. He too fell down unconscious. Sarfaraz Ansari assaulted the informant on head with the butt of a country-made pistol, causing head injury. The informant managed to escape and hide. When his sister went to rescue his unconscious father, she was also assaulted with lathi and rods. After that, accused persons demolished the fish shop. They looted 50 kg of fish and Rs. 31,000/- and threatened to kill him.

(3) Heard learned counsel for petitioners and learned APP for the state.

(4) Learned counsel for the petitioners has submitted that petitioner are innocent and have not committed any offence. Earlier no bail application has been filed on behalf of the petitioner either before this

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court or before the Hon'ble High Court, Patna. There is no criminal history behind the petitioners. Petitioners have been falsely implicated in this case and save the skin of Dhoraiya P.S. Case No. 62/2026. Allegations as alleged against the petitioners are false and baseless.

(5) On the other hand, the learned APP opposed the anticipatory bail application.

(6) Heard both sides and perused the record. From perusal of record it appears that petitioners are named in the F.I.R. and there are specific allegations of damaging the informant's fish shop. In para 2, 6, 7, 8, 9 and 10 of case diary, witnesses have supported the occurrence and there is allegation of assault against the petitioners. As per injury report vide para 49 of the case diary, injury found on the injured person is grievous in nature. Investigation is still going on.

(7) Thus, considering the aforesaid facts and circumstances of the case, gravity of the offence and nature of allegations, this court is not inclined to give the benefit of the anticipatory bail to the accused persons. Accordingly, the prayer for anticipatory bail of the accused petitioners above named is hereby rejected.

(Dictated)

Sd/-

(Surya Kant Tiwari)

Additional Sessions Judge-II, Banka

Memo No..... Banka, Dated,
Copy forwarded to the court of CJM, Banka for information and needful.

(Surya Kant Tiwari)

Additional Sessions Judge-II, Banka