

IN THE COURT OF PRINCIPAL SESSIONS JUDGE, BEGUSARAI

A.B.A. No. 495/2026

Ref:- Arising out of Ballia P.S. Case No. 558/2025

Dt: 17.12.2025

U/S-191(2), 190, 127(2), 352, 351(2), 308(5) of B.N.S. & s. 25(1-A) of Arms Act.

In the matter of :-

Anoj Kumar, S/o Santosh Yadav,

R/o Vill.-Tulsi Tol Paharpur, P.S-Ballia, Distt.-Begusarai

.....Petitioner

Vrs.

The State of Bihar

.....Opposite Party

Present:- Rishi Kant

Principal Sessions Judge, Begusarai

Ld. Counsel for the petitioner :- Sri Rajesh Ramjan Das, Adv.

Ld. Counsel for the O.P. :- Ld. P.P. I/C

Date of order:- 17.03.2026

ORDER

An anticipatory bail petition has been filed on behalf of above named accused/petitioner who is apprehending his arrest in connection with above mentioned case registered u/s 191(2), 190, 127(2), 352, 351(2), 308(5) of B.N.S. & s. 25(1-A) of Arms Act and the same has been put up for hearing.

Heard Learned Counsel Sri Rajesh Ramjan Das appearing on behalf of accused/petitioner and learned P.P. I/C for the State.

Prosecution case, in short, is that on 10.12.2025 at about 04.44 p.m. the informant was irrigating his field then five named accused persons including the petitioners armed with weapons, encircled the informant and Bhikhari Yadav told to assault the informant. On this, Santosh Yadav put masket on his temple and demanded Rs. 02 lakhs as rangdari tax, otherwise he would be murdered. Sanoj Kumar was showing pistol in his hand. Anyhow, the informant ran away from the place of occurrence. Accordingly, the present case has been registered.

The Ld. Counsel appearing on behalf of accused/petitioner has submitted that the petitioner has not moved any other bail petition in any court of law. It is further submitted that petitioner is innocent, has committed no offence, and has falsely been implicated in this case due to land dispute. It is further submitted that the petitioner has one criminal antecedent i.e., Ballia P.S. case no. 10/2025. Other co-accused has purchased a piece of land located in Mauza Paharpur S.P. No. 1995 Area 8 Katha 6 dhoors 9 dhoorki from its lawful owner on 30.01.2024 in the name of his wife and the land has been under his peaceful occupation and possession and the land was duly mutated in the name of his wife. Sachchinand Yadav prepared a forged and fabricated unregistered mortgage deed in favour of informant to grab the land of the petitioner. No case u/s 308(5) of B.N.S. and 25(1-A) of Arms Act is made out against the petitioner. It is further submitted that there is a delay of 07 days of lodging the F.I.R. without any reason. Other co-accused persons have been granted privilege of anticipatory bail vide ABA no. 59/2026 by this court and the case of this petitioner stands on similar footing. Lastly, it is submitted that the petitioner is willing to abide all the conditions imposed by the court. Therefore, he may be released on bail.

Per contra, the Ld. P.P I/C appearing on behalf of State vehemently opposed the

prayer for bail.

Heard the learned counsels for the parties, and perused the photocopy of case diary. As per F.I.R., the allegation against the petitioner is that accused Bhikhari Yadav ordered the other co-accused including the petitioner to assault the informant. It is further alleged that Santosh Kumar put a country-made gun (masket) to the informant's temple and demanded Rs. 2 lakhs from him. Another accused, Sanoj Kumar, was allegedly holding a pistol in his hand. From perusal of FIR, it appears that there is no specific allegation against the petitioner for assault against the petitioner. From the materials available on record, it appears that the petitioner did not receive any injury. The case diary, particularly paragraphs 8 and 9, shows that there is a land dispute between the parties. It also appears that there was a delay of 7 days in lodging the F.I.R., without any explanation of such delay and no clear or satisfactory reason has been given for this delay. Moreover, other co-accused persons have been granted privilege of anticipatory bail vide ABA no. 59/2026 by this court and the case of this petitioner stands on similar footing.

Considering the aforesaid facts and circumstances of the case, let the petitioner be directed to be released on bail in the event of arrest or surrender before the learned court below within a month from the date of order on furnishing of bail bond of Rs. 10,000/- (Ten thousands) each with two sureties of like amount each subject to the satisfaction of learned court below in Ballia P.S. Case No. 558/2025 on the following conditions that -

1. The petitioner will make himself available for interrogation by a police officer/court as and when required,
2. The petitioner shall not directly or indirectly make any inducement, threat, promise to any person acquainted with the facts of the case as to dissuade them from disclosing of such fact to the court or any police officer.

(Dictated)

Sd/-

(Rishi Kant)

Principal Sessions Judge, Begusarai

Date of Judgment/Order	17.03.2026
Date of Reserving Judgment/Order	N.A.
Uploading Date	19.03.2026
Uploaded by	Rahul Verma