

Court of District & Additional Sessions Judge XVI, Bhagalpur.

Present- Sandeep Singh

Anticipatory Bail Petition No. 741/2026

Arising out of Industrial Area P.S. Case No. 195/2025

U/S- 191(2), 191(3), 190, 115(2), 308(2), 109, 303(2), 352, 351(2), 351(3) B.N.S.

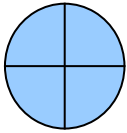
1. Sunil Mandal @ Bhutrangi Yadav

2. Bhola Mandal

V/s
State

Date	Order	Remarks
12.05.2026	(1) This anticipatory bail petition has been filed on behalf of petitioners viz. 1. Sunil Mandal @ Bhutrangi Yadav, aged about 35 years, S/o Sitabi Mandal 2. Bhola Mandal, aged about 64 years, son of late Dhukhan Mandal, both resident of Mohalla-Raghopur, P.S. Parbatta, District-Bhagalpur, who are apprehending their arrest in connection with Industrial Area P.S. Case No. 195/2025 registered U/S 191(2), 191(3), 190, 115(2), 308(2), 109, 303(2), 352, 351(2), 351(3) B.N.S. (2) Heard Sri Anjani Kumar, Id. counsel for petitioners and Sri P.C. Rahi, Id. APP on behalf of the State and Sri Sunil Kumar Id. counsel for informant . (3) Prosecution's case, as contained in typed report dated Nil of informant Pradeep Kumar Singh, in short, is that, informant is in peaceful possession of several plots of land situated at Mauza Makuyajan, P.S. No. 21, Barari. The said land has been cultivated by his sharecroppers with crops such as mustard, wheat, maize, and khesari. About 10 days prior to the occurrence, the informant was informed by his sharecropper that the accused persons, namely 1. Sushil Yadav, 2. Neeraj Yadav, 3. Ganesh Yadav, 4. Sunil Mandal @ Mutrangi Yadav, 5. Niranjana Mandal, 6. Vishan Mandal, 7. Khelo Mandal, 8. Sunil Mandal, 9. Kundan Mandal, 10. Bhola Mandal and 10-12 unknown persons, all variously armed with rifle, musket, country-made firearms, lathi and sickle, formed an unlawful assembly and forcibly harvested approximately 25 bighas of standing mustard crop from the informant's land. Upon receiving information, the informant along with his labourer Basuki Paswan went to the field and protested. At that time, accused Sushil Yadav fired one shot from his rifle at the informant with intent to kill, which narrowly missed him. The accused persons assaulted the labourers Basuki Paswan and Baleshwar Singh with the butts of firearms, causing injuries. They also abused Basuki Paswan by using caste-related derogatory words and threatened to kill the informant if he entered the land again. The accused further demanded Rs.10,00,000 as extortion for allowing cultivation over the land. It is further alleged that the land originally belonged to the informant's father, who had obtained settlement (Hukumnama) in the year 1937 and had been regularly paying rent. The land has been measured by local and government Amin and found in favour of the informant. A Title Suit No. 247/2025 is presently pending before the Id. Court of Sub Judge-I, Bhagalpur, wherein the informant is the first party. (4) Id. counsel for petitioners has submitted that the petitioners have not filed any regular or anticipatory bail petition before the learned Sessions Judge, Bhagalpur or before the Hon'ble High Court, Patna, except this Anticipatory Bail Petition. Further he submits that the petitioners have got no any criminal antecedent. Further he submits that the petitioners are innocent and they have committed no offence and they have been falsely implicated in this case due to ulterior motives and prior enmity regarding a civil dispute. Informant himself has admitted in the FIR that a civil suit regarding the very same land, bearing Title Suit No. 247/2025, is currently pending before the Id. Sub Judge-1, Bhagalpur. There is 10 to 15 days delay in registration of FIR. The occurrence is highly improbable and exaggerated. Harvesting and looting crops from a vast area of 25 bighas	
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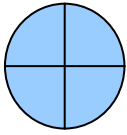
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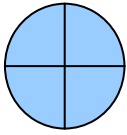
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(x) **Likelihood of misuse of liberty:-** There is no material on record to show that the present petitioners have attempted to tamper with evidence or influence witnesses after registration of the case. The petitioners are local residents having roots in society.

(xi) **Overall balancing of factors:-** Thus, considering the admitted civil dispute over land, absence of injury report, absence of recovery, clean antecedents of the petitioners, parity with co-accused persons already granted anticipatory bail by this Court and absence of necessity for custodial interrogation, this Court is of the opinion that the petitioners have made out a fit case for grant of anticipatory bail subject to strict conditions.

(9) Accordingly, in the event of arrest or surrender before the learned Trial Court within **30 days**, the petitioners **1. Sunil Mandal @ Bhutrangi Yadav, S/o Sitabi Mandal 2. Bhola Mandal, son of late Dhukhan Mandal** shall be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Trial Court, subject to the following conditions:

(i) The petitioners shall fully cooperate with the trial.

(ii) The petitioners shall not tamper with evidence, not influence witnesses, and shall maintain peace and good behaviour.

(iii) The petitioners shall furnish their mobile number, and email ID (if any) on the bail bond and shall keep the mobile number active & shall inform the Court in case the same is changed.

(iv) The petitioners shall strictly comply with the terms under Section 482(2) B.N.S.S.

(10) The observations made in the present bail petition order are for the purpose of deciding the present petition and do not affect the factual matrix of trial of the present case, which is separate issue as per law.

(11) In this way, the instant ABP is, hereby, **allowed**.

(12) O.C. is directed to send a copy of this order to the ld. Trial Court at once for compliance and needful.

(Dictated)

Sd/-

(Sandeep Singh)

D.A.S.J., XVI, Bhagalpur

12.05.2026

Date of Judgment/Order	12.05.2026
Date of reserving Judgment/Order	12.05.2026
Uploading Date	12.05.2026
Uploaded by	Vipin Kumar