

IN THE COURT OF SRI DEEPAK KUMAR-I, ADDITIONAL SESSIONS JUDGE- II, BHAGALPUR

Anticipatory Bail Petition No. 785/2026

(Arising out of **Lodipur P.S. Case No. 297/2025**)

U/s 318 (4), 338, 336 (3), 308 (2), 303 (2), 324 (4), 3 (5) BNS.

1. Rajiv Kumar Singh, age 64 years, S/o Late Ramdas Singh

2. Pravin Singh, age 58 years, S/o Late Ramdas Singh**Petitioners**
Versus

The State of Bihar

.....**Opp. Party**

For the Petitioner/s : Mr. Rahul Deo Singh, Ld. Advocate.

For the State : Mr. D.N. Sahay, Ld. A.P.P.

Date of order	Order with signature of the court
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26-05-2026	This is a petition filed on behalf of the above named accused-petitioners for grant of anticipatory bail who apprehension their arrest in connection with Lodipur P.S. Case No. 297/2025 for offences punishable U/s 115 (2), 126 (2), 118 (1), 308 (2), 352, 351 (2), 351 (3), 3 (5) BNS. On behalf of the petitioners a certificate has given in bail petition that earlier no anticipatory or regular bail petition has been filed on thier behalf either before the Court of the Ld. Principal Sessions Judge, Bhagalpur or before the Hon'ble High Court, Patna. In para-3 of bail petition, accused-petitioner namely Rajiv Kumar Singh has given supplementry bail petition that he has two criminal antecedents bearing Lodipur P.S. Case No. 27/211 and Lodipur P.S. Case No. 118/18 in which petitioner Rajiv Kumar Singh is acquitted. Further, during the pendency of this anticipatory bail, the Ld. Counsel for petitioner No. 2 namely Pravin Singh has filed a petition on 07.05.2026 stating therein that Pravin Singh got injured and he was under treatment and after few hour he has been declared dead. Therefore, the anticipatory bail petition of petitioner No. 2 may be deleted from this anticipatory bail petition. Accordingly, the anticipatory bail petition of petitioner No. 2 namely Pravin Singh is hereby deleted from this anticipatory bail petition. Prosecution case, as per FIR of informant Rajesh Mandal, in short, is that his ancestral property rate of Rs. 50-60 Crores, bearing Khata No. 52, Thana No. 117, Khesra No. 34, 14, 15, 203 area about 4 acre 88 decimal and Anchal Sabour Mauza Vasantpur Thana No. 125, Khata No. 76, Khesra No. 404 area 1 acre 90 decimal and Anchal Sabour Mauza Asanandpur Thana No. 115 Khata No. 4 Khdsra No. 3 rakwa 1 acre 8 decimal are shared in the name of his father Late Ram Prasad Mandal on 6.04.1963 and he is the only legal heirs of him and after the death of his father he has been made rent receipt of the said land in his name. Thereafter, land mafia Deepak Singh, Rajiv

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Singh and Pravind Singh have deceived his divorced wife and prepared a fake document in which Ashutosh Mahaldar, Yogendra Prasad, Vipin Singh Sri Mandal altogether made a false documents declared him dead and traceless and with in convenience of BDO, Sabour and other persons and Deepak, Rajiv and Pravin got the mutation Case No. 3330/2016-17 of his property registered in their name and on the said basis, they have hurriedly sold the land of Mauza Asanandpur and they have also cut the huge quantity of mango tree. Thereafter, he reached at that place and saw that Deepak Singh and his miscreants were also present there with illegal weapons. Thereafter, after seeing him, Deepak Singh took out pistol from his waist and pointed out to him and started abusing him and demanded Rs. 30 crore as ransom if he wanted to come this land. Thereafter, he returned at his home and he has also lodged a complain bearing No. 237/2022-23 before Additional Collector Bhagalpur and after hearing matter was decided in his favour and his Jamabandi was registered in his favour by the Court's order and a mutability receipt was issued and they have also tried to kill him. Hence, this FIR is lodged.

The learned counsel for the petitioner No.-1 submitted that the petitioner is innocent and has committed no offence and has falsely been implicated in this case. It has further been submitted that informant and petitioner is own goitya and there is civil dispute between them and Title Suit is pending before the Court and a BLT case has been filed before the BIT, Patna and informant has already been sold more land than his share and alleged sections are not made out against the accused-petitioner and there is no direct of specific allegation against the petitioners and there is delay about 9 years in lodging the FIR which creates serious doubt as to genuineness of the case and case is nothing but contravened, spurious and flimsy story, fabricated by the informant and petitioner is very humble person and there is no prima facie case is made out against the petitioners. Further, submitted that the informant gave false information regarding his address and he was traceless about more than decade and there is partition deed executed among informant's wife and the petitioners and petitioner has had their name mutated in Circle Office and was paying rent receipt and informant suddenly came and filed mutation appeal bearing Mutation Appeal No. 68/2021 and the same was decided in favour of the petitioners and further Mutation Revision bearing MR. Case No. 237/2022-23 was filed by the informant and the same was decided in favour of the informant and petitioners have filed a case before BLT bearing BLT Case No. 128/2024. On such basis, it has been prayed that petitioner be enlarged on anticipatory bail.

On the other hand, learned Additional Public Prosecutor for the State opposed the prayer for anticipatory bail of the petitioner.

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Heard both the parties.

Heard both sides and perused the record as well as case diary and on perusal the same it transpires that there is allegation against this accused-petitioner that he alongwith other co-accused persons have cheated the aforesaid land of informant and got his land in their names by declaring him missing and dead with other co-accused persons and demanded Rs. 30 Crore as ransom if he wanted to get his land and they have threatened to kill. Para-2 of the case diary is the re-statement of informant who reiterated the prosecution case. Para- 3, 4 and 20 of the case dairy are the statements of the witnesses who have also supported the case of the prosecution. Para-25 & 33 of the case diary is the supervision note which reveals that the police has found the case true against the accused-petitioner. Para-30 of the case diary is the report of C.O. Sabour which reveals that Mutation No. 3330/2016-17 has found incorrect in the eye of law. Para-14 of the case diary reveals that accused-petitioner has two criminal antecedents bearing Lodipur P.S. Case No. 27/2011 U/s 341, 342, 323, 506, 34 IPC and Lodipur P.S. Case No. 118/2018 U/s 341, 323, 504, 385, 34 IPC. Further, investigation against this accused-petitioner is still pending.

Keeping in view the nature of the offence, complicity & conduct of the accused petitioner, severity of punishment and submissions of the learned counsel for the parties, the allegation against the petitioner namely Rajiv Kumar Singh is serious in nature. So, I am of the view that applicant/petitioner namely Rajiv Kumar Singh does not deserve for anticipatory bail. Accordingly, his prayer for anticipatory bail is hereby **Rejected**.

Sd/-

Additional Sessions Judge-II
Bhagalpur