

Page No.1
Court of Sessions Judge, Darbhanga.
Present :- Shri Upendar Kumar, I/c Sessions Judge, Darbhanga.
A.B.P. 473/2026 (Dinesh Pandit Vs. State of Bihar)

In the Court of Sessions Judge, Darbhanga, Bihar.
A.B.P. No. 473/2026

In the matter of :-

1.Dinesh Pandit son of Mahanth Pandit----- ----Petitioner
Vrs.

The State of Bihar -----Opposite Party.

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Learned counsel for the petitioner : Shri Kumar Uttam, Advocate.
Learned counsel for Opp.Party : Shri Amrendra Narayan Jha, P.P.

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ORDER

03 04-04-2026 Heard learned counsel for the petitioner and learned P.P. for the state on the anticipatory bail petition filed on behalf of above named accused/petitioner, who is apprehending his arrest in connection with Singhwara PS Case No. 153 of 2023 for offence U/s 341,323,308,354(B),504 and 506/34 of the IPC.

As per FIR, the prosecution case, in brief, is that on 05-08-2023 the informant along with her daughter Ritu Kumari went to ease out then accused Jivnath Pandit, Deepu Pandit, Ramsarowar Pandit, Ramu Pandit and Dinehs Pandit, duly armed garansa, farsa, iron rod, fighter surrounded them. It is alleged that accused Jivnath Pandit threatened the informant and when informant protested then accused persons abused the informant. It is alleged that accused Ramsarowar Pandit, Ramu Pandit assaulted her with fists, slaps, due to which she fell down on the ground. It is alleged that accused Dinesh Pandit torn her blaouz and accused Deepu Pandit and Dinesh Pandit wrapped Gamcha around her neck and pressed her neck with intention to kill her. It is alleged that accused Jivnath Mandal gave knife blow upon her head, due to which she sustained injury. The daughter of the informant raised hulla then passerby came there and saved them.

Learned counsel for petitioner submitted that the petitioner is

innocent and he has committed no offence. It is further submitted that the entire allegations as alleged by the prosecution are false, baseless and concocted. It is further submitted that co-accused Ramsarovar Pandit has lodged Singhwara PS Case No. 154 of 2023 against the informant and others and this case is counter blast of that case. He further submitted that during investigation accused petitioner has executed bond u/s 41(1) of the CrPC and he has not misused the privilege of bond executed by him. He further submitted that no case u/s 308 of the IPC is made out against the accused petitioner as the injured has sustained only superficial injury over her person. No specific overt act of assault is alleged against the accused petitioner. The investigation of the case is completed and charge sheet has been submitted in this case. It is further submitted that co-accused Dipu Pandit , Ramsarovar Pandit and Ramu Pandit have been granted anticipatory bail by this Court and case of the petitioner stands on similar footing. It is, therefore, prayed to enlarge the petitioner on anticipatory bail.

The learned Public Prosecutor opposed the prayer for bail.

From the perusal of FIR, it is alleged against accused petitioner that he along with other abused, assaulted to the informant and outraged modesty of the informant. It is specifically alleged against accused petitioner that he outraged modesty of informant . No specific overt act of assault is alleged against accused petitioner. During investigation accused petitioner has executed bond u/s 41(1) of the CrPC before the I.O. and he has not misused the privilege. The investigation of the case is completed and charge sheet has been submitted in this case. It further appears that co-accused Dipu Pandit , Ramsarovar Pandit and Ramu Pandit have been granted anticipatory bail by this Court vide A.B.P. No. 288 of 2026 and case of the petitioner stands on similar footing.

Considering the aforesaid facts and circumstances of the case discussed above, the instant petition for anticipatory bail of Petitioner is allowed and it is

Page No.3
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A.B.P. 473/2026 (Dinesh Pandit Vs. State of Bihar)

ordered that in the event of arrest or surrender before the court below within a period of 30 days from the receipt of this order, the petitioner shall be released on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned court below subject to the condition under the provision of section 482(2) B.N.S.S. with further condition that one of the bailor shall be close relative of the accused petitioner and accused petitioner shall file an undertaking that he will not to commit such occurrence in future and he will cooperate in the trial of this case.

(Dictated)

(Upendar Kumar)
I/c Sessions Judge
Darbhanga.
04-04-2026.

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