

In the Court of Additional Sessions Judge-III, Darbhanga.
(Present: Sri Bhupendra Singh, Additional Sessions Judge-III, Darbhanga)

ABP No. 537/2026

(Arising out of Kamtaul P.S Case No.-41/2026, U/s- 126(2), 115(2), 118(1), 117(2), 303(2), 74, 109(1), 325, 324(2), 352, 351(2), 3(5) BNS & 27 Arms Act).

In the matter of :-

Pramod Das @ Prabodh Das, S/o- Palat Das, aged about 80 years,
Resident of Village- Brahampur Tola, Pawanad @ Paunad, Ward No.13, P.S.-
Kamtaul, District- Darbhanga.

----- **Petitioners No.1**

With

ABP No. 570/2026

1. Naresh Paswan, S/o- Vimlesh Paswan, aged about 24 years,
 2. Vimlesh Paswan, S/o- Nageshwar Paswan, aged about 46 years,
- Both are R/o Village- Brahampur, P.S.- Kamtaul, District- Darbhanga.

----- **Petitioners No.2**

Versus.

The State of Bihar

----- **Opposite Party**

Learned counsel for the petitioner No.1 : Sri. Upendra Kumar Gupta, Advocate.

Learned counsel for the petitioner No.2 : Md. Quemre Alam Khan, Advocate.

Learned counsel for Opp.Party : Sri Amrendra Narayan Jha, Ld. P.P.

Date of order:- 16.05.2026

ORDER

As both the instant Anticipatory Bail Petitions bearing A.B.P No. 537 of 2026 and A.B.P No. 570 of 2026 arise from the same case bearing Kamtaul P.S Case No.41/2026, the same are disposed of by this common order.

The petitioners apprehend their arrest in Kamtaul P.S Case No.-41/2026, registered for the offence punishable under Sections 126(2), 115(2), 118(1), 117(2), 303(2), 74, 109(1), 325, 324(2), 352, 351(2), 3(5) of Bharatiya Nyaya Sanhita (BNS) & 27 Arms Act.

It is commonly submitted on behalf of the petitioners that they are innocent and have committed no offence. It is further submitted that the petitioners have clean antecedents and have been falsely implicated in this case. It is further submitted that no bail application is pending, filed or moved in any Court in any form prior to this nor any such petition is pending anywhere and the allegations against the petitioners are omnibus and general and hence they deserve to be released on anticipatory bail.

The Learned Public Prosecutor vehemently opposed the prayer for bail.

As per prosecution case, on 20.02.2026, the petitioners and other co-accused namely, Rajesh Yadav, Pawan Yadav, Rampravesh Yadav, Wife of Rampravesh Yadav, Roshan Kumar Yadav, Utkarsh Yadav, Chandan Yadav, Manju Devi, Md. Qamar, Md. Wahid, Md. Khamiq, Kanchan Devi, Marni Devi and Uttam Kumar Gupta and 20 to 25 unknowns holding iron rods, chain, pistol etc, suddenly assaulted the informant Sita Devi and her family members and in that course, the bullet crossed the ear of her son Gautam Kumar while she also

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sustained bullet injury in her hand. Her husband was assaulted by iron rod and chain and his both legs were broken while he also sustained head injury. Her daughter Rupam Kumari was also assaulted by iron rod and she sustained head injury. Her another son Santosh Kumar also sustained injury. It has been also alleged that her sister-in-law Rupam Kumari was assaulted by iron rod and she sustained injuries on her legs and bodies. The accused entering into her house looted Rs.1,50,000/- and gold and silver ornaments of worth Rs.80,000/-. They damaged grocery and tea shop and motorcycle of her brother-in-law Amar Kumar and threatened to kill her all the family. During the course of assault, a mobile of one of the miscreants fell which was later on found by the informant. It has been also alleged that a bullet also hit a nearby dog. On the basis of written report, the FIR was lodged U/s- 126(2), 115(2), 118(1), 117(2), 303(2), 74, 109(1), 325, 324(2), 352, 351(2), 3(5) of Bharatiya Nyaya Sanhita (BNS) & 27 Arms Act.

Perused the case diary. It transpires that the prosecution version finds support from it. The allegation against the petitioners appears to be omnibus and general. There is no specific allegation against them. It is submitted and claimed that the petitioners have no criminal antecedents and the learned PP also failed to produce any criminal antecedents of the petitioners inspite of sufficient opportunity provided therefor.

Having considered aforesaid facts and circumstances including the clean antecedents of the petitioners, let the petitioners named above, be **released** on bail, in the event of their arrest or surrender within four weeks from today, before the learned CJM, Darbhanga on furnishing bail bond of Rs.10,000/- with two sureties of like amount each to the satisfaction of the said Court, subject to the conditions as laid down under Section 482 (2) BNSS.

(Dictated)

Sd/-

Addl. Sessions Judge-III, Darbhanga.
16.05.2026