

In the Court of District & Addl. Sessions Judge , Biraul , Darbhanga.

Present

**Shri Shiv Kumar
District & Addl. Sessions Judge-Biraul**

Darbhanga, dated, the 19th March 2026

Anticipatory Bail Petition No. 64/2026

Darshan Sada & Ors

.....Petitioners.

Versus

The State of Bihar

.....Opposite Party

Counsel for the petitioner :- Sri Uttam Choupal, Ld. Advocate.

Counsel for the State :- Sri Bachcha Rai, Ld. APP

ORDER

19.03.2026 The present anticipatory bail petition has been filed on behalf of petitioners who are apprehending their arrest namely 1.Darshan Sada, S/o Asharfi Sada, 2.Mukesh Sada,S/o Asharfi Sada, 3.Ashok Sada, S/o Asharfi Sada, 4.Jatan Sada, S/o Mukhi Sada in connection with Biraul PS Case No- 468/2025, for offence u/s 191(2), 191(3), 329(4), 324(4), 126(2), 115(2), 109, 303(2), 351(2), 352 of BNS which is pending in the Court of Ld. ACJM, Biraul, Darbhanga.

Heard Sri Uttam Choupal, the Ld. Counsel for the petitioner and Sri Bachcha Rai, Ld. APP on behalf of the State.

The prosecution story in short is that, the informant, Tetal Sada, aged about 50 years, is a permanent resident of Vill Kamalawari, on dated 07.11.2025 at about 10:00 AM, the accused persons first damaged the informant's cattle shed and fencing. When the informant objected to the said act, all the accused persons namely Asharfi Sada and ors. formed an unlawful assembly and being armed with lathi, spade, and iron rod, forcibly entered into the courtyard of the informant. Accused Asharfi Sada started abusing and accused Darshan Sada assaulted the informant on his head with an iron rod causing severe bleeding injured, as a result of which the informant felt unconsciously on the ground. Thereafter, accused Mukesh Sada assaulted him with a spade on different parts of his body, while the remaining accused persons mercilessly assaulted him with lathis. During the occurrence the accused persons also snatched cash of 2000/- from the informant and damaged household articles

and property. Seeing the serious condition of informant, his family members took him to the PHC, Biraul, due to the critical condition he was referred to DMCH, Darbhanga where he is still undergoing treatment.

The Ld. Counsel for the petitioner submits that the petitioners have not committed any offence and they are quite innocent. The petitioners have falsely been implicated in this false case due to village rivalry and collective family dispute. That no such occurrence did ever take place as alleged in FIR. That there is no any criminal antecedents against the petitioners. That no specific injury has been medically attributed to Mohit Sada, there is no allegation of use of deadly weapon, no recovery of weapon from his possession and no allegation of snatching of money or damage to property against him. Now the case has been compromise in between the parties and compromise petition has been filed. That good feeling have been restored in between the parties. For that the petitioner is man of means and not likely to abscond and is ready to furnish the bail bonds to the satisfaction of the court, as such there is no chance of their absconding. So, it is prayed that accused persons may be enlarge on anticipatory bail.

On the other hand Ld. APP appearing for the State opposed the prayer for bail of the petitioner.

Heard, Submissions of both parties and perused the record and considering the discussion made above, there is no criminal history against this petitioners as stated by the Ld. Counsel for the petitioners. The case has been compromised in between the parties. The informant of this case present in this court, supported the factum of compromise. Co-accused granted bail vide BP No. 20/2026. Land dispute is going on in between the parties has also been admitted by the Ld. Counsel for the petitioners. Considering the submissions made by the Ld. Counsel for petitioners as well as other facts and circumstances of the case the present anticipatory bail petition of the petitioners namely 1.Darshan Sada, S/o Asharfi Sada, 2.Mukesh Sada,S/o Asharfi Sada, 3.Ashok Sada, S/o Asharfi Sada, 4.Jatan Sada, S/o Mukhi Sada, ABP, is here by **Allowed**. On furnishing bail bonds of Rs. 10,000/-(Rs. Ten Thousands/-) with two sureties of like amount each to the satisfaction of the court, in connection with Biraul PS Case No- 468/2025.

(Dictated and Corrected)

(Shri Shiv Kumar)
District & Addl. Sessions Judge
Biraul
19.03.2026