

Court of District and Addl. Sessions Judge, Biraul(Darbhangha)

Present:- Sri Shiv Kumar,

Dist.&Addl. Sess. Judge, Biraul.

ABP No. 377/2025(Ranjeet Kumar Mishra vs. State of Bihar)

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

ABP No. 377 of 2025

In the matter of :-

1. Ranjeet Kumar Mishra, Son of Late Tara Nand Mishra

.....Petitioners.

Vs.

2. The State of BiharOpposite Party.

For the petitioner:- Sri Vikrant Kumar, Ld. Advocate.

For the O.P.(State):- Sri Bachha Rai, Ld. APP.

Order

28.07.2026 The present anticipatory bail petition has been filed on behalf of abovenamed petitioner who is apprehending his arrest in connection with Ghanshyampur PS case no. 229 of 2022, for the offences U/Ss 447, 341, 323, 308, 34 of IPC, which is pending in the Court of Ms. Ankita JMFC, Biraul, Darbhanga.

Heard Sri Vikrant Kumar the Ld. Counsel for the petitioner and Sri Bachcha Rai Ld. Counsel for State.

The FIR in the present case has been lodged on the basis of fardbeyan of informant namely Rakesh Kumar Mishra. The case of the prosecution in brief is that on 11.08.2022 petitioner has taken Rs. 15,000/- as debt from informant with promise to return the said amount in two days. On 15.08.2022 when informant demanded the said amount then petitioner with two unknown persons came at the cattle shed of informant. Petitioner assaulted informant with iron rod on his head due to which his head got fractured. Further they have also assaulted informant with lathi danda. After that injured was taken to PHC, Ghanshyampur from where he has been referred to DMCH.

Ld. Counsel for the petitioner submits that the petitioner is quite innocent and he has not committed any offence. The petitioner has falsely been implicated in

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this false case. NO such occurrence did ever take place as alleged in the FIR. He submits that as a matter of fact the informant party committed offence with the petitioner for which on written information of petitioner Ghanshyampur PS case No. 232 of 2022 was registered against the informant and others. During investigation the police has given benefit under section 41 of Cr.P.C. to the petitioner. The petitioner has no criminal antecedents. The petitioner is ready to abide by all the conditions as imposed by the Court. Therefore the present petition may be allowed.

On the other hand, Ld. Addl. P.P appearing on behalf of the State opposed the prayer for bail and submits that there is specific allegation of assault has been alleged against this petitioner.

Upon considering the rival submissions and on perusal of the materials available on record this court finds during investigation the police has given notice u/s 41(1) of Cr.P.C. to the petitioner. Considering the aforesaid facts petitioner is directed to appear before the Court below and the Ld. Court below shall consider the bail application of the petitioner on its own merits, in accordance with law, without being prejudiced by the present order. Accordingly, the anticipatory bail application of the aforesaid petitioner stands **disposed off** with the aforesaid direction.

(Dictated)

(Shiv Kumar)

Addl. Sessions Judge, Biraul

28.07.2026