

In the court of Distt. & Addl. Sessions Judge-19 East Champaran, Motihari

Present:- Rajvijay Singh

B.P. No. 642/2026

(Ghorasahan P.S. Case No. 177/2025)

Rajeshwar Rai & Anr. Vs. State of Bihar

Dated 02.04.2026

01. This bail petition has been filed on behalf of (1) Rajeshwar Ray, aged about 58 years & (2) Rameshwar Ray @ Rameshwar Prasad, aged about 51 years, Both are S/O- Late Basudeo Ray, R/O- Sapaha, P.S. Ghorashan, Distt- East Champaran in connection with Ghorasahan P.S. Case No. 177/2025 under sections 191(2), 190, 126(2), 115(2), 118(1), 109(1), 303(2), 352, 351(2) of the B.N.S.

02. The petitioners are behind the bars since 17.02.2026 in connection with the above-mentioned case on the allegations of assaulting the informant and his two brothers and also taking away golden Hanumani from the informant.

03. Learned counsel for the petitioners submitted that the petitioners are innocent and have committed no offence and has falsely been implicated in this case. Further stated that no other regular or anticipatory bail petition has been filed by the accused petitioners either in this court or before the Hon'ble High Court except ABP No. 4407/2025 which was rejected by this court and thereafter, they had preferred Cri. Misc. No. 4925/2026 before the Hon'ble High Court which was also rejected. Further stated that petitioner no. 1 had got eight criminal antecedents but out of all cases only three cases are pending against him, in which he is on bail and petitioner no. 2 has got seven criminal antecedent but out of all cases only two cases are pending against him, in which he is on bail. Further stated that petitioners have themselves surrender before the court on 17.02.2026. Further stated that injury found on the person of injured are simple in nature. Further stated that after perusal of F.I.R. and case diary and injury, no case u/s 109 of B.N.S. is made out. Further stated that there is a counter case vide Ghorashan P.S. Case No. 175/2025 lodged by co-accused Uma Shankar Prasad which is earlier to this case. Further stated that other co-accused have been granted anticipatory bail by this court and Hon'ble High Court, Patna. Further stated that there is no allegation of repetition of blow by the petitioners upon the injured persons. Lastly it has been stated that the petitioners are ready to give sureties for the satisfaction of this court.

04. Learned Addl. Public Prosecutor & Ld. counsel for the informant vehemently opposed the prayer of bail and prayed for rejection of bail petition of petitioners.

05. Heard Ld. counsel for the petitioners, Ld. counsel for the informant and Ld. A.P.P. for the state and perused the record.

06. From perusal of record it shows that the petitioners herein have inflicted three

In the court of Distt. & Addl. Sessions Judge-19 East Champaran, Motihari

Present:- Rajvijay Singh

B.P. No. 642/2026

(Ghorasahan P.S. Case No. 177/2025)

Rajeshwar Rai & Anr. Vs. State of Bihar

Dated 02.04.2026

blows over the head of the brother of the informant which has been corroborated by the injury report at this stage and one of the injury over head is stated to be inflicted by the farsa which has also been corroborated by the injury report at this stage. As per the case diary it shows that petitioner no. 1 has got four criminal antecedents and petitioner no. 2 has got three criminal antecedents. The investigation with respect to the accused persons is still not complete. In these circumstances, this court is inclined to grant to the petitioners herein.

07. Considering the fact and circumstances of the case, the manner of assault, stage of investigation and the criminal antecedents of the petitioners, the bail petition of the accused petitioners (1) Rajeshwar Ray & (2) Rameshwar Rai @ Rameshwar Prasad is hereby rejected.

Dictated

Sd/-

Distt. & Addl. Sessions Judge-19th

Motihari