
In the Court of Sessions Judge, East Champaran at Motihari.

Present:-

Abhishek K. Das
Sessions Judge,
East Champaran at Motihari.

Anticipatory Bail Petition No. 1307 of 2026

1. **Madhurendra Kumar, aged about 34 years, S/o- Paras Ray @ Paras Nath Prasad.**
2. **Satyendra Kumar @ Satyendra Ray, aged about 43 years, S/o- Late Tez Narayan Ray.**
3. **Anil Kumar, aged about 32 years, S/o- Ram Narayan Rai.**
4. **Hari Bhagwan Ray, aged about 65 years, S/o- Vishun Ray.**
5. **Raju Ranjan Kumar @ Raju Ranjan, aged about 30 years, S/o -Raman Rai @ Ramanand Ray.**

All R/o of village-Jagihara, P.S. Kundwa Chainpur, District-East Champaran. -----Petitioners.

Versus

The State of Bihar. -----Opposite party.

Counsel for the Petitioners :- Sri Kameshwar Pd. Sinha, Advocate.

Counsel for the State :- Sri Khublal Prasad, P.P.

15.04.2026

This anticipatory bail petition is filed on behalf of petitioners (1) Madhurendra Kumar, (2) Satyendra Kumar @ Satyendra Ray, (3) Anil Kumar, (4) Hari Bhagwan Ray and (5) Raju Ranjan Kumar @ Raju Ranjan, who are apprehending their arrest in connection with Kundwa Chainpur P.S. Case No. 26 of 2026 u/s 126(2), 115(2), 118(1), 329(4), 326(g), 352, 76, 351(1), 109(1) and 3(5) of Bharatiya Nyaya Sanhita, 2023 (hereinafter B.N.S.).

As per para-2 of the anticipatory bail petition, no other anticipatory or regular bail petition has ever been filed on behalf of the petitioners either in this Court or before the Hon'ble Patna High Court. As per para-3 of the anticipatory bail petition the petitioners Madhurendra Kumar and Hari Bhagwan Ray have one criminal antecedent of Kundwa Chainpur P.S. Case No. 236/2025, Satyendra Kumar @ Satyendra Ray has one criminal antecedent under Excise Act, Anil Kumar has one criminal antecedent of Kundwa Chainpur P.S. Case No. 49/2016 and the petitioner Raju Ranjan Kumar has no criminal antecedent.

As per F.I.R., when the informant Asha Devi was at her house, all the persons named in the F.I.R. including the petitioners alongwith 30-40 unknown persons armed with lathi, farsa, iron rod and country made pistol came there and abused her and also threatened to kill her entire family, if the land will not be vacated.

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Meanwhile, Shyam Kumar started abusing and ordered to kill her, upon which Satyendra Kumar (petitioner) repeatedly gave blows of farsa on her father-in-law, resulting in injuries over hand and ear. Shyam Kumar assaulted her father-in-law with iron rod, due to which he fell down and became unconscious. Anil Kumar, Haribhagwan Rai (petitioners) and other persons also assaulted him with iron rod. Anil Kumar (petitioner) assaulted Arjun Kumar with farsa, resulting in head injury and other person assaulted him with iron rod. Ram Vishwas Kumar and Shyam Kumar assaulted Sohan Kumar with iron rod, resulting in hand injuries. Navin Prabhat assaulted Sushila Devi with farsa, resulting in hand injury. Raman Rai, Raju Kumar (petitioner), Raj Kumar and Uma Shankar Kumar assaulted the informant and Rina Devi and torn cloths of her sister-in-law, due to which she became unveiled. Ram Swaroop Rai opened fire with country made pistol. The accused persons also commit loot in the informant's house.

The learned counsel for the petitioners has submitted that the petitioners are quite innocent and they have committed no offence. All the alleged offences are bailable, except Sections 76, 109(1), and 326(g) of B.N.S. which are super addition. There is a counter case vide Kundwa Chainpur P.S. Case No. 25/2026 lodged by the petitioner Satyendra Kumar against the informant.

The learned Public Prosecutor appearing on behalf of the State has opposed the prayer for anticipatory bail.

Heard both sides and perused the record. From perusal of the record, it transpires that the petitioners are named in the F.I.R. with the allegation that they alongwith other co-accused persons assaulted the informant and his family members. As per para-49 of the case diary, containing injury report, (1) Arjun Kumar received lacerated wound over right frontal region of head of 4cm x 1cm alongwith five other injuries, caused by hard and blunt substance, (2) Binda Ray received lacerated wound over frontal region of head of size 3cm x 1cm x 1cm alongwith two others injury, injury nos. 1 and 2 are simple and injury no.3 is grievous, caused by hard and blunt substance, (3) Sohan Kumar received lacerated wound over right hand of size 3cm x 2cm x 1cm, caused by hard and blunt substance, (4) Rina Devi received multiple injuries including bruise and abrasion and (5) Shila Devi received lacerated wound over left wrist of size 4cm x 3cm x 0.5cm, caused by hard and blunt substance. As per para-12, 13, 14, 15 of the case diary, the informant in her restatement and the witnesses in their statements have corroborated the version of F.I.R. and supported the prosecution case also. As per para-3 of the anticipatory bail petition and para-43 of the

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case diary, most of the petitioners have criminal antecedents. As per para-50 of the case diary, investigation is under progress.

In the facts of the case as discussed above and keeping in view the nature of allegation, materials available in the case diary and injury reports of many injured, I am not inclined to give privilege of pre-arrest bail to the petitioners. Accordingly, the prayer for anticipatory bail of the petitioners, namely, (1) **Madhurendra Kumar**, (2) **Satyendra Kumar @ Satyendra Ray**, (3) **Anil Kumar**, (4) **Hari Bhagwan Ray** and (5) **Raju Ranjan Kumar @ Raju Ranjan** stands rejected.

(Dictated)

Sd/-

Sessions Judge
East Champaran at Motihari
15.04.2026