

**In the Court of Anand Abhishek, Addl. Sessions Judge-XI, Motihari,**

**East Champaran**

**Bail Petition No.- 666 of 2026**

(Arising out of Turkauliya P.S. Case No. 546 of 2025)

[Dhruv Rai V/s State of Bihar]

**Present:-**

**Anand Abhishek  
Distt. & Addl. Sessions Judge-XI,  
East Champaran, Motihari**

**(1) Dhruv Rai**, Aged 45 years, S/o Ramanand Rai  
R/o vill Jaisinghpur Manganua, P.S. Turkauliya, Distt. East Champaran .....**Petitioner**  
**Versus**

**The State of Bihar** .....**Opposite Party**

For the Petitioner :- Sri. Dinesh Kumar (Advocate)  
For the State :- Sri. Digvijay Narayan Sinha, Addl. P.P. I/C

**Order**

**23.03.2026**

This bail petition has been filed on behalf of the accused petitioner namely, **(1) Dhruv Rai**, who is in judicial custody since 28.01.2026 in connection with Turkauliya P.S. Case No. 546 of 2025 registered u/s- 126(2), 115(2), 118(1), 109, 76, 351(2), 352, 303, 3(5) B.N.S. Copy of this bail petition has also been served upon to the Ld. Public Prosecutor, appearing for the State.

Ld. counsel appearing on behalf of the accused petitioner, pressed the bail petition and submits that the petitioner is quite innocent and has committed no offence and has falsely been implicated in this case malafidely. Earlier, anticipatory bail vide A.B.P. No. 119/2026 filed against the accused petitioner was withdrawn except this, no bail application either Anticipatory or Regular has been filed either before the court of sessions or before the Hon'ble Patna High Court. The petitioner has no criminal antecedent and he is in judicial custody since 28.01.2026. The allegations whatsoever levelled against the petitioner is out and out false and concocted. There is land dispute in between the parties. The petitioner is man of means and there is no chance of his absconding. It is prayed to enlarge the petitioner on bail.

Per contra, the Ld. Public Prosecutor incharge Sri. Digvijay Narayan Sinha, appearing on behalf of the State vehemently opposed the aforesaid bail petition and submits that there are ample material available on the case record which shows the involvement of the accused petitioner in the present case. It is prayed to reject the aforesaid bail petition.

Heard, both the sides and perused the case record. On perusal, it transpires that the accused petitioner is named in F.I.R. registered for having committed the offence punishable u/s- 126(2), 115(2) 118(1), 109, 76, 351(2), 352, 303 read with 3(5) of B.N.S. in which except section 109, 118(1), 76 and 303 all other sections are bailable in nature. The prosecution story in brief is that when the informant was doing his work all the F.I.R. named accused persons including the petitioner, armed with deadly weapon entered into the house of the informant

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and started abusing her. On protest, co-accused Umravati Devi asked the other miscreants to pull her out of her house and with an intention to cause death co-accused Raj Kishore Rai pulled her hair and dragged her on the floor. Co-accused Umesh Rai is alleged to have inflicted iron rod blow over her head due to which she sustained injury on her left hand wrist and shoulder. It is further alleged that, when the son of the informant Mukesh Kumar came to save her accused petitioner Dhruv Rai inflicted farsa blow over his neck due to which he sustained injury on his left side of the head. Co-accused Ramakanth Yadav is alleged to have inflicted iron rod blow over the head of the informant's son and caused injury on his face and his lips was cut. Co-accused Rampravesh Yadav is alleged to have outrage her modesty by pulling her clothes. Asha Devi, Umravati Devi and Bhagrasan Devi are alleged to have assaulted the informant with stick and caused bodily pain. Co-accused Sanoj Kumar is alleged to have snatched a sum of Rs.2550/- from the pocket of son of the informant.

Copy of case diary has been made available by the prosecution. On perusal, it is evident that the I.O. in course of investigation has recorded re-statement of the informant and the statement of other witnesses as mentioned in para-4, 5 and 20 of the case diary. All the witnesses have supported the prosecution case but in course of investigation the I.O. has failed to examine any of the independent witnesses from the vicinity. So far as, section 109 is concerned there is allegation against the accused petitioner to have inflicted farsa blow on the informant's son causing injury on his left side of the head. Criminal antecedent of the accused petitioner is mentioned in para-37 of the case diary wherein, the petitioner has only one criminal antecedent i.e. (i) Turkauliya P.S. Case No.1195/23, dated-23.11.2023, u/s-147, 148, 149, 341, 323, 327, 308, 379, 384, 447, 504 B.N.S. but the same has not been mentioned in para-3 of the bail petition. Scanned copy of injury report of Mukesh Kumar has been mentioned in para-65 of the case diary. On perusal, it transpires that the injured Mukesh Kumar has sustained two lacerated wound one on upper lip of size 1" x 1/3" x muscle deep and another on left parietal region of head of size 1 1/2" x 1/3" x muscle deep which is simple in nature, caused by hard & blunt substance. Except this, the other allegation are general and omnibus in nature. There is no allegation of repeated blow and all the injuries are said to be simple in nature caused by hard & blunt substance. It is also admitted that there is land dispute in between both the parties. There is delay of 15 days in lodging of the F.I.R. Moreover, the accused petitioner is judicial custody since 28.01.2026. The other co-accused persons have already been granted bail by this court vide A.B.P. No. 119 of 2026.

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It is therefore, considering the above facts and circumstances of the case, nature of injury being simple, period of custody and the fact that there is delay of 15 days in lodging of the F.I.R., I am inclined to enlarge the petitioner on regular bail. Let, the above named accused petitioner namely, **Dhruv Rai**, be released on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Sri. Rishi Kumar, J.M.F.C. Motihari, East Champaran, in connection with Turkauliya P.S. Case No. 546 of 2025.

(Dictated)

Sd/-

(Anand Abhishek)

Distt. & Addl. Sessions Judge-XI

East Champaran, Motihari