

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

Present:-

Abhishek K. Das
Sessions Judge,
East Champaran at Motihari

Anticipatory Bail Petition No. 1394 of 2026

1. **Raju Rai @ Raju Kumar Yadav, aged about 31 years, S/o- Dindayal Rai.**
R/o-Village- Siswa Barar Tola, Ward No. 02, P.S. Raxaul, District- East
Champaran.

-----Petitioner.

Versus

The State of Bihar

----- Opposite party.

Counsel for the Petitioner

:- Sri Dharmendra Kumar, Advocate.

Counsel for the State

:- Sri Khublal Prasad, Public Prosecutor.

23.03.2026

This anticipatory bail petition is filed on behalf of petitioner, namely, Raju Rai @ Raju Kumar Yadav, who is apprehending his arrest in connection with Raxaul P.S. Case No. 455 of 2025 u/ss 126(2), 115(2), 109, 303(2), 352, 351(2) and 3(5) of Bharatiya Nyaya Sanhita, 2023.

In para-2 of the anticipatory bail petition, it is mentioned that no other anticipatory or regular bail petition has ever been filed on behalf of the petitioner either in this court or before the Hon'ble Patna High Court. As per para-3 of the anticipatory bail petition the petitioner has no criminal antecedent.

As per F.I.R., the informant and his brothers Arvind Rai, Kanhaiya Rai and Arjun Rai were returning house after seeing fair and when they reached near the house of Asman Rai, he abused them and assaulted the informant with *farsa*, *garasi*, resulting in head injury. Amrish Ray, Raju Rai (petitioner) and Laljhari Devi assaulted the informant's brother, with *bhala* and *garansi*, resulting in head injuries to them. Asman Rai assaulted informant's mother Punita Devi with *farsa*, resulting in head injury. Laljhari Devi snatched gold chain, gold earpin and locket from informant's mother and Raju Rai snatched gold chain from Arvind.

The learned counsel for the petitioner has submitted that the petitioner is innocent and he has committed no offence. There is no specific allegation against the petitioner. The alleged offences are bailable, except Sections 109, 303(2) of B.N.S. which are super addition. This case has been compromised in between the parties.

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

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Heard both sides and perused the record. From perusal of the record, it transpires that the petitioner is named in the F.I.R. As per F.I.R., Amrish Ray, Raju Rai (petitioner) and Laljhari Devi assaulted the brothers of informant with *bhala* and *garansi*, resulting in head injuries to them and Raju Rai snatched gold chain from Arvind. As per para-18 of the case diary, containing injury reports, Arvind Yadav sustained lacerated wound on scalp and abrasion wound on right knee and Kanhaiya Yadav sustained pain and swelling on left elbow. As per injury reports of Punita Devi, Krishna Rai mentioned in para-18 of the case diary, Punita Devi sustained cut wound on forehead and Krishna Rai sustained lacerated wound on scalp. As per para-2, 6, 7, 8 of the case diary, the informant in his restatement and the witnesses have corroborated the version of F.I.R. As per para-3 of the anticipatory bail petition and para-65 of the case diary, the petitioner has no criminal antecedent.

In the facts of the case and keeping in view the nature of allegation and materials available in the case diary as well as injury reports, I am not inclined to give privilege of pre-arrest bail to the petitioner. Accordingly the prayer for anticipatory bail of the petitioner, namely, **Raju Rai @ Raju Kumar Yadav** stands **rejected**.

(Dictated)

Sd/-

**Sessions Judge
East Champaran at Motihari
23.03.2026**