

**IN THE COURT OF DISTRICT & ADDITIONAL SESSIONS JUDGE-2,
EAST CHAMPARAN, MOTIHARI.**

Anticipatory Bail Petition No. 1395 of 2026
Arising out of Pachpakari P.S Case No. 17 of 2026

Name of petitioner/s:

1. Laldhari Sah @ Laldhari Prasad, aged 52 yrs, S/o- Ramanand Sah,
2. Ramkishun Sah @ Ramkishun Prasad, aged 64 yrs, S/o- Ramanand Sah
3. Jawahar Sah, aged 57 yrs, S/o Bhola Sah,
4. Virendra Sah, aged 44 yrs, S/o Sitaram Sah,
5. Jotnarayan Sah, aged 62 yrs, S/o Awadh Bihari Sah,

All are resident of Vill- Kharihaniya, PS- Pachpakari, Dist- East Champaran,

6. Niraj Singh @ Niraj Kumar, aged 36 yrs, S/o Chandraveer Singh,
Resident of Vill- Padumker, PS- Patahi, Dist- East Champaran,

... .. Petitioner/s

Versus

The State of Bihar

... ..Opp. Party/s

Appearance :

For the petitioner/s : Sri Ramdhani Singh, Id. Advocate.
For the Opp. Party/s : Sri Khublal Prasad, Id. P.P.

ORDER

- 17.03.2026** 1. Heard learned counsel for the petitioners and learned P.P. appearing on behalf of the prosecution.
2. The petitioners seek pre-arrest bail in connection with Pachpakari P.S. Case No. 17 of 2026 registered for the offence punishable under Sections 191(2), 351(2), 352, 126(2), 115(2), 109(1), 118(1), 303(2), 329(2) BNS.
3. The case of prosecution in brief is that the informant Sudhan Mahto alleged that on 28.01.2026 at about 08.30 AM, all FIR named accused persons including these petitioners along with 20-25 other unknown persons armed with lathi, danda, rod and farsa came at the land of the informant and started throwing woods kept on the land of informant. When the informant raised objection then they started abusing him. At the meantime, accused Laldhari Sah gave iron rod blow on the head of informant, causing cut injury. The informant fell down. Accused Ramkishun Sah gave iron rod blow to the informant's brother namely Bilat Mahto, he sustained injury. When the nephew of the informant came to rescue then accused Virendra Sah assaulted with lathi. Other

17.03.2026

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family members came and took the injured persons to the hospital for treatment. Accordingly the FIR has been lodged.

4. It has been submitted on behalf of the petitioners that no other bail application either anticipatory or regular has ever been filed on behalf of petitioners either before this Court or before the Hon'ble High Court.

5. On the other hand, the learned P.P. opposed the prayer of the anticipatory bail of the petitioners.

6. From perusal of the case diary, the petitioners are named accused persons in this case. One criminal antecedent against the petitioner no. 1 & 2. Two criminal antecedents against the petitioner no. 6. In para-2 of case diary, restatement of informant Sudhan Mahto who fully supported the prosecution story. In para-11 witness Ramayodhya Mahto, para-12 witness Rajindra Mahto have also supported the prosecution story. I.O submitted three injury reports in this case. One injury report, nature of injury is simple in nature and in two injury reports, nature of injuries is grievous in nature. There is specific allegation of assault against the petitioner no. 1,2 & 4. The investigation of this case is still going on.

7. Considering the facts and circumstances of the case as above and keeping in view the nature of allegation, I am not inclined to give privilege of pre-arrest bail to the petitioners. Hence, their prayer for anticipatory bail stands **rejected**.

(Dictated & Corrected)

SD/-

(Vidya Prasad)
District & Addl. Sessions Judge-2,
Motihari, East Champaran.
17.03.2026