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

Present:-

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

Anticipatory Bail Petition No. 3108 of 2026

- 1. Ram Ekbal Sahani, aged about 40 years, S/o- Mahant Sahani.**
Resident of village- Tikuliya Dhab Tola, P.S.-Muffasil, District- East Champaran.

-----**Petitioner.**

Versus

The State of Bihar.

-----**Opposite party.**

Counsel for the Petitioner :- Sri Dhruv Pandey, Advocate.
Counsel for the State :- Sri Khublal Prasad, Public Prosecutor.

30.06.2026

This is an anticipatory bail petition filed on behalf of petitioner, namely, **Ram Ekbal Sahani**, who is apprehending his arrest in connection with Muffasil P.S. Case No.50/2026 for the offences u/ss 191(2), 191(3), 190, 126(2), 115(2), 109, 103(1), and 3(5) of Bharatiya Nyaya Sanhita, 2023 (hereinafter B.N.S.).

In para-2 of the anticipatory bail petition, it is mentioned that no other anticipatory or regular bail petition has ever been filed earlier on behalf of the petitioners either in this Court or before the Hon'ble Patna High Court and in para-3 of the anticipatory bail petition, it is mentioned that the petitioner has no criminal antecedent except (1) Muffasil P.S. Case No.582 of 2021.

The prosecution case, in brief, is that as per written statement of the informant- Sikandar Sahani on 26.01.2026 at around 06:30 A.M., all the persons named in the F.I.R. including the petitioner, formed an illegal gathering, armed with weapons came to his door and started abusing. His father Sukhari Sahani objected them. On this, Ramakant Sahani incited the group to kill the informant's father. Then, Ram Ekbal Sahani (petitioner) and Raj Kumar Sahani attacked informant's father with an iron rod on his head due to which he fell down then all other co-accused persons also started assaulting him with *lathi-danda* and *mungari*. Further, Vilas Sahani attacked Vijay Sahani with *tanguli* causing him head injury. Ramakant Sahani attacked Arvind Kumar with an iron rod causing him head injury. Lal Babu Sahani attacked Rahul Kumar with *lathi* causing him head injury. Ram Pravesh Sahani attacked Rishi Kumar by an iron rod causing him head injury. Dharmendra Kumar attacked and injured Saheb Kumar.

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Consequently, the informant's father died on the spot. The incident stem from a dispute two days ago regarding irrigation of wheat.

The learned counsel on behalf of the petitioner has submitted that the petitioner is quite innocent, he has committed no offence, and has falsely been implicated in this case. The petitioner has nothing to do with the alleged occurrence. The allegation whatsoever levelled against the petitioner is out and out false and concocted.

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 petitioner is named in the F.I.R. with the allegation that the petitioner alongwith other co-accused persons attacked informant's father and his family members with weapons, as a result, informant's father died on the spot and his other family members were also got seriously injured. In para-2 of the case diary, Inquest Report of Sukhari Sahani is mentioned. As per para-43 of the case diary containing Post Mortem Report of deceased Sukhari Sahani, doctor has found swelling on left temporal region of head and lacerated wound over left side temporal region of head of size 1 1/2" x 1" with bone touch and cause of death as haemorrhage and shock due to injury caused by hard and blunt substance. In para-78, 79, 80 and 81 of the case diary, injury report of other victims is present. As per para-4, 6, 7, 8, 9 and 17 of the case diary, the informant in his restatement and witnesses have corroborated the version of F.I.R. and supported the prosecution case. As per para-3 of the anticipatory bail petition and para-84 of the case diary, the petitioner has criminal antecedent vide (1) Muffasil P.S. Case No.582/2021 under Excise Act. As per para-91 of the case diary, the investigation is under progress.

In the facts of the case as discussed above and keeping in view the nature of allegation and materials available in the case diary, I am not inclined to grant anticipatory bail to the petitioner. Accordingly, the prayer for anticipatory bail of petitioner, namely, **Ram Ekbal Sahani** stands **rejected**.

(Dictated)

sd/-

**Sessions Judge
East Champaran at Motihari
30.06.2026**