

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

Present:-

Abhishek K. Das
Sessions Judge,
East Champaran at Motihari

Anticipatory Bail Petition No. 2875 of 2026

1. Pratima Devi, aged about 34 years, W/o- Dharmendra Ram.
 2. Gita Devi, aged about 23 years, W/o- Ramhandra Ram.
 3. Nitish Kumar, aged about 18 years, S/o- Nagendar Ram.
 4. Suraj Kumar, aged about 19 years, S/o- Nagendra Ram.
 5. Ramchandra Ram, aged about 26 years, S/o- Nagendra Ram.
 6. Dharmendra Ram, aged about 36 years, S/o- Nagendra Ram.
 7. Nagendra Ram, aged about 56 years, S/o- Late Dasdo Ram.
- All R/o village- Semra Dhath, P.S. Chiraiya, District- East Champaran.

-----Petitioners.

Versus

The State of Bihar

----- Opposite party.

Counsel for the Petitioners
Counsel for the State
Counsel for the Informant

:- Sri Ravindra Kr. Singh, Advocate.
:- Sri Khublal Prasad, Public Prosecutor.
:- Sri Birendra Mishra, Advocate.

22.06.2026

As per order dated 26.05.2026, anticipatory bail petition of the petitioners, namely, **(3) Nitish Kumar** and **(5) Ramchandra Ram** had been **dismissed** as withdrawn due to their arrest by the police in this case.

This anticipatory bail petition is filed on behalf of petitioners, namely, Pratima Devi, Gita Devi, Suraj Kumar, Dharmendra Ram and Nagendra Ram, who are apprehending their arrest in connection with Chiraiya P.S. Case No. 270/2026 u/ss 115(2), 126(2), 109(1), 303(2), 352, 351(2) and 3(5) of Bharatiya Nyaya Sanhita, 2023.

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 have no criminal antecedent.

As per F.I.R., the informant Navlesh Kumar alleged that on 25.04.2026 at about 9:00 PM when his son Ramjinish Kumar was returning home after seeing the wedding procession, all the persons named in the F.I.R. including the petitioners surrounded him near a pond and assaulted him. Dharmendra Ram (petitioner) assaulted him with iron on his head, as a result he became unconscious and fell down, then

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Ramchandrar Ram, Nitish Kumar and Suraj Kumar (petitioner) put gamchha around his neck and started dragging him and assaulted him also. The accused persons snatched his gold chain worth Rs. 32000/-. Suraj Kumar and Nagindra Ram (petitioners) assaulted the informant's son and were going to throw him in a pond, but hearing noise of villagers, they fled away. The informant's son was brought to Mani Hospital, Motihari and from there he was referred to Tara Hospital, Patna.

The learned counsel for the petitioners has submitted that the petitioners are innocent and they have committed no offence. All the allegations against the petitioners are general and vague. The petitioners have no concern with the alleged occurrence. There is a counter case also vide Chiraiya P.S. Case No. 273/2026 lodged against the prosecution side.

The learned Public Prosecutor appearing on behalf of State and learned counsel appearing on behalf of the informant have opposed the prayer for anticipatory bail.

Heard both sides and perused the record. As per F.I.R. there is specific allegation the petitioner Dharmendra Ram that he assaulted the informant's son with iron rod on his head and the petitioners Suraj Kumar and Nagindra Ram assaulted him and tried to throw him in a pond. There is no any specific allegation against the petitioners Pratima Devi and Gita Devi. As per para- 35 of the case diary, containing injury report by Mani Hospital, Ramjinish Kumar (informant's son) received swelling over parietal region and multiple episode, it seizure, a vomiting and the patient was referred to higher center. As per para-2, 5, 6 and 7 of the case diary, the informant in his restatement and the witnesses in their statement have corroborated the version of F.I.R. As per para-3 of the anticipatory bail petition and para-17 of the case diary, the petitioners have no criminal antecedent. As per para-38 of the case diary, investigation is under progress.

In the facts of the case and keeping in view the specific allegation against the petitioners Suraj Kumar, Dharmendra Ram and Nagendra Ram and considering the injury reports, I am not inclined to give privilege of pre-arrest bail to them. Accordingly the prayer for anticipatory bail of the petitioners, namely, **Suraj Kumar, Dharmendra Ram and Nagendra Ram** stands **rejected**.

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So far as other petitioners, namely, Pratima Devi and Gita Devi are concerned, there is no any specific allegation of assault against them, except general and vague allegation. Both the petitioners are female.

In the facts of the case and keeping in view the nature of allegation against the petitioners Pratima Devi and Gita Devi, I am inclined to give privilege of pre-arrest bail to them. Accordingly, in the event of their arrest or surrender before the learned court below, within four weeks from the date of receipt of copy of this order, the petitioners **Pratima Devi** and **Gita Devi** are ordered to be released on anticipatory bail, on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Ld. Trial Court in the aforesaid case, subject to condition as laid-down u/s 482(2) of B.N.S.S.

(Dictated)

Sd/-
Sessions Judge
East Champaran at Motihari
22.06.2026