

IN THE COURT OF SESSIONS JUDGE, GAYAJI

A.B.P. No. 703/2026

Anshu Kumar & Anr. Vs. The State of Bihar

Wazirganj P.S. Case No. 07/2026

09.03.2026

Present :

For the petitioners---: Smt. Kumari Basanti, Ld. Advocate

For the State-----: Sri S.B. Ojha, Ld. P.P.

The present petition for anticipatory bail has been filed on behalf of the petitioners Anshu Kumar and Vivek Kumar apprehending their arrest in connection with Wazirganj P.S. Case No. 07/2026 registered for the offences punishable under sections 303(2) and 317(2) of the BNS.

Ld. counsel appearing for the petitioners submits that these petitioners have falsely been implicated in this case only with the allegation that the petitioners tractor was carrying about 10 cft of sand.

Ld. counsel further submitted that the petitioners carry no criminal antecedents and the petitioner no. 1 is the owner of the said tractor and his tractor was not at all involved in any theft of sand rather, on mere suspicion, the present case has been got registered.

Ld. P.P. has also been heard in opposition to the prayer for bail.

This anticipatory bail application was filed on 17.02.2026 and has been pending for submission of case diary.

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On the last date, case diary was requisitioned by this Court, incorporating the criminal antecedents of the petitioners but the Ld. P.P. has not been able to produce the same.

Taking note of the aforesaid submissions, this Court is of the view that in respect of such petty offence, this anticipatory bail application need not be kept pending awaiting the case diary.

Finding force in the submission advanced by Id. Counsel appearing for the petitioners, the prayer for anticipatory bail is hereby **allowed**. It is directed that the petitioners in the event of arrest or surrender before the court concerned within a period of two weeks from the date of receipt of copy of this order, the petitioners are directed to be released on bail on furnishing bail bond of **Rs.30,000/-** with two sureties of the like amount each to the satisfaction of the court concerned with condition as laid down u/s 482 of the BNSS.

(Dictated and corrected)

Sd/-

(M. K. Kaushik)

Sessions Judge, Gayaji

09.03.2026

Date of Judgment/Order	09.03.2026
Date of reserving Judgment/Order	N/A
Uploading Date	11.03.2026
Uploaded by	Steno (Vikash Kumar)

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