

IN THE COURT OF PRINCIPAL SESSIONS JUDGE
DISTRICT-GOPALGANJ

Anticipatory Bail Petition No. 415 of 2026

(Arising out of Bhore P.S. Case No. 346 of 2025, registered U/S 308 (5) of the B.N.S.)

In the matter of :-

Name of the petitioners :1.) Amresh Pandey, 2.) Arun Pandey,
3.) Aaditya Pandey, 4.) Shiwam Pandey and
5.) Amit Pandey.
F.I.R. U/S : 308 (5) of the B.N.S.
Charge-Sheet U/S : not submitted.
Counsel for the Petitioners : Shri Rajesh Rai, ld. Adv.
Counsel for the State : Shri Deo Vansh Giri, ld. P.P.

Order.

20-04-2026

1. This Anticipatory bail petition filed on behalf of above named accused-petitioners, who are apprehending their arrest in connection with Bhore P.S. Case No. 346 of 2025, registered U/S 308 (5) of the B.N.S., is put up for hearing.

2. As per the F.I.R., the prosecution case in brief is that on the basis of written application of the informant, Bhore P.S. Case No. 346 of 2025 has been lodged against the petitioners and others. It is inter alia alleged in the F.I.R. that on the alleged date and time of occurrence, petitioners along with other accused persons have cultivated the land of the informant by tractor bearing Khata No. 34 Plot No. 131 situated in village-Parsauni, Khata No. 25 Plot No. 77 and Khata No. 54 Plot No. 77 situated in village-Jyotishitola and threatened the informant to shot and they threatened to the family members of the informant and they were demanding extortion.

3. It is submitted on behalf of accused/petitioners that they are innocent and have committed no offence and have been falsely implicated in this case. It is further submitted that both the parties are close pattidar and there is land dispute in between them. It is further submitted that after this incident, informant goes to the local police station Bhore and lodged F.I.R. against the petitioners. It is further submitted that there is omnibus allegation against the petitioners and Section 308(5) of the B.N.S. is super-addition. It is lastly submitted that petitioners have got no criminal antecedent. On such strength, prayer for bail has been made by the petitioners.

4. Heard ld. Counsel appearing on behalf of the petitioners as well as ld. P.P. for the State. Ld. P.P. has opposed the prayer for bail of the accused-petitioners.

5. Having heard both the parties and perused the case record. From the perusal of the F.I.R. as well as case record, it transpires that although, petitioners are named in the F.I.R. but there is no specific allegation attributed against them and there is land dispute between the parties. Informant and

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witnesses at para-02, 05, 06 and 12 of the case diary have repeated the version of the prosecution. Para-30, 34, 35 and 47 of the case diary demonstrate that both the parties are pattidar and there is land dispute in between them. Para-63 of the case diary shows that preventive proceeding U/S 126 B.N.S.S. has been initiated between the parties for maintaining peace. There is no mention of any criminal antecedent of the petitioners in the case diary. From perusal of the record, it appears that some documents have been filed, which shows that there is land dispute between the parties.

6. Considering the aforesaid facts and circumstances of this case, the prayer for anticipatory bail of the petitioners is allowed. It is accordingly ordered that in the event of arrest or surrender before the Id. Court-below within 30 days from the date of this order, the above named petitioners shall be enlarged on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of Id. Court-below subject to conditions as laid down U/S 482(2) B.N.S.S. **subject to conditions that one of the bailers shall be close relative of the petitioners and one shall be local with further condition that petitioners will give an undertaking that they shall co-operate in the investigation/trial and they shall not temper with the witnesses or evidence.**

Let a copy of this order be sent to the Id. Lower court for information and needful..

(Dictated)

(Geeta Gupta)
Principal Sessions Judge, Gopalganj.