

In the Court of Principal Sessions Judge, Gopalganj.

A.B.P. No. 560 of 2026

1.) Sunita Devi, 2.) Sivshankar Singh:-----Petitioners

V r s

The State of Bihar

:-----Opposite party

Counsel for the petitioners

:-----Sri Sona Viswash, Advocate

Counsel for the Opposite party

:-----Sri Deo Vansh Giri, P.P.

<u>25-03-2026</u>	<u>Order</u>	Remarks
	<p>Anticipatory bail petition filed on behalf of the above named accused-petitioners, who are apprehending their arrest in connection with Bhore P.S. Case No. 46 of 2026, registered U/S 115(2), 126(2), 118(1), 109, 303(2), 351(2) and 352/3(5) of the B.N.S. is put up for hearing.</p> <p>The prosecution story in brief is that on the alleged date and time of occurrence, informant's son was going to Janata Bazar to give Rs. 80,000/- to one Shambhu Singh. In the way, petitioners along with other accused persons encircled him armed with pistol, rifle and knife and assaulted him and when he fell down, Rajalal Singh took out Rs. 80,000/- from his pocket and when he raised alarm, informant went there, all the accused persons abused her and when he made protest, accused Sunita Devi inflicted knife blow in her head and she sustained cut injury in her head and after that all the accused persons fled away by taking Rs. 80,000/- of the informant's son. Hence, the present F.I.R.</p> <p>Learned counsel appearing on behalf of the petitioners argued that the petitioners are innocent and have been falsely implicated in this case. Learned counsel further argued that there is delay of lodging the F.I.R. without any cogent reason. It is further argued that petitioners have enemical term with the family of informant co-villagers and there is land dispute and political dispute in between them. It is further submitted that accused Rajalal was brutally assaulted , for which Bhore P.S. Case No. 64/26 was lodged. It is further submitted that no case 109 and 118(1) BNS is made out against the petitioners and allegation of theft is ornamental. It is lastly argued that petitioners have got four criminal antecedent. With these arguments learned counsel for the petitioners prayed for grant of anticipatory bail to the petitioners.</p>	

<p>Contd. <u>25-03-2026</u></p>	<p>On the other hand the learned P.P. for the State has opposed the anticipatory bail prayer of the petitioners. During the course of hearing of this anticipatory bail matter, informant appeared before the court and has opposed the bail prayer of the petitioner.</p> <p>Heard Id. Counsel for the petitioner as well as Id. P.P. for the State and perused the case record as well as case diary. From perusal of the F.I.R., it appears that petitioners are named in the F.I.R. and there is allegation against the petitioners that they along with other accused encircled the informant's son and assaulted him and petitioner Sunita Devi has inflicted knife blow on the head of the informant and she sustained bleeding injury on her head. From perusal of the injury report, it appears that pain in left shoulder has been found on the person of injured and dog bite has also been found, which is opined to be simple in nature caused by hard and blunt substance. From perusal of the record, it appears that there is case and counter-case between the parties. Id. Counsel of the petitioners has disclosed in the anticipatory bail application that they have got four criminal antecedent.</p> <p>Considering the above enumerated facts and circumstances of this case, this anticipatory bail petition stands disposed off with direction to the petitioners to surrender before the Id. Court below with prayer of regular bail within 30 days from the date of this order in the Id. Court below and Id. Court below shall pass order in accordance with law without being prejudiced from this order and in the light of observation given in B.P. No. 166 of 2026.</p> <p>Let a copy of this order be sent to the Id. Lower court for information and needful.</p> <p style="text-align: right;">(Dictated)</p> <p style="text-align: right;">(Kailash Joshi) I/C P.S.J., Gopalganj</p>	
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