

**IN THE COURT OF PRINCIPAL SESSIONS JUDGE**  
**DISTRICT-GOPALGANJ**

**Anticipatory Bail Petition No. 594 of 2026**

*(Arising out of Baikunthpur P.S. Case No. 42 of 2026, registered U/S 126(2), 115(2),  
118(1), 117(1), 109(1) and 352/3(5) of the B.N.S.)*

**In the matter of :-**

Name of the petitioners :1.) Binay Kumar and 2.) Pradip Kumar  
Chauhan.  
F.I.R. U/S : 126(2), 115(2), 118(1), 117(1), 109(1) and 352/3(5)  
of the B.N.S.  
Charge-Sheet U/S : Not submitted  
Counsel for the Petitioners : Shri Devendra Pandey, ld. Adv.  
Counsel for the State : Shri Deo Vansh Giri, ld. P.P.

**O r d e r.**

**18-04-2026**

1. This Anticipatory bail petition filed on behalf of above named accused-petitioners, who are apprehending their arrest in connection with Baikunthpur P.S. Case No. 42 of 2026, registered U/S 126(2), 115(2), 118(1), 117(1), 109(1) and 352/3(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, Baikunthpur P.S. Case No. 42 of 2026 has been lodged against the petitioners and others. It is inter alia alleged in the F.I.R. that on 30-01-2026 at about 20:30 O'clock, informant Murari Kumar Das, who happens to be the P.S.I. of Baikunthpur P.S. received information that near Rewatiya field under Baikunthpur P.S., assaulted has taken place among some boys with knife. On such information, informant along with police party arrived there and inspected the matter and went to the house of injured and involved in this case namely Ankur Kumar, who asked about the occurrence by the informant and he disclosed that he was lover-affair with Nilam Kumari, who is the sister of one Vinay Kumar, in that view of the matter, Vinay Kumar asked him at Rewatiya field. At about 17:30 pm, injured Ankur Kumar along with friends arrived there, where Vinay Kumar was also present there along with two friends. During the course of compromise between the parties, assault took place in between them with knife and Ankur Kumar, Pradeep, Vinay, Raghu, Abhijeet and Rupesh sustained injuries. It is alleged that injured Ankur Kumar was brought at Baikunthpur P.S. for inquiry and several times, application was asked from both the sides by the police but till both the parties have not given any written application to the P.S.

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 the matter was compromised between the parties and no any written information was given by any party due to compromise. It is further submitted that the informant of this case has himself registered F.I.R. against both the parties. It is further submitted that both the parties are co-

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villagers and due to lover affair of Nilam Kumar, occurrence took place between the parties and the above noted case had been compromised. 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 anticipatory bail prayer of the 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 petitioners are the members of both the parties, who committed assault with knife due to love-affair between the accused Ankur Kumar and sister of petitioner Binay Kumar, who were gathered to compromise the matter but the matter turned into an assaulted with knife and when both the parties have not filed any written application before the concerned P.S., the informant of this case himself investigated the matter and lodged F.I.R. against both the parties. It further appears that both the parties have compromised the matter and compromise petition is filed. Informant and witnesses at para-02, 07 and 08 of the case diary have repeated version of the prosecution and witnesses are the official witnesses. Although, independent witnesses at para-25, 26 and 27 of the case diary have supported the case of the prosecution but they have not alleged anything against the petitioners. From perusal of the injury report of injured Pradeep Kumar, who is the petitioner of this case at para-69 of the case diary, it appears that injuries are found to be simple in nature. There is no mention of any criminal antecedent of the petitioners in the case diary.

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 ld. 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 ld. 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 ld. Lower court for information and needful and the order be uploaded on C.I.S. immediately.

**(Dictated)**

**(Geeta Gupta)**  
**Principal Sessions Judge, Gopalganj.**