

IN THE COURT OF PRINCIPAL SESSIONS JUDGE
DISTRICT-GOPALGANJ

Anticipatory Bail Petition No. 1132 of 2026

(Arising out of Bhore P.S. Case No. 196 of 2026, registered U/S 331(2), 309(4), 115(2) and 127(2)/3(5) of the B.N.S.)

In the matter of :-

Name of the petitioners : 1.) Bhola Bhagat, 2.) Bipin Bhagat,
3.) Dharmendra Bhagat and 4.) Jitendra Bhagat.
F.I.R. U/S : 331(2), 309(4), 115(2) and 127(2)/3(5) of the B.N.S.
Charge-Sheet U/S : Not submitted
Counsel for the Petitioners : Shri Shailesh Kumar Tiwari, Id. Adv.
Counsel for the State : Shri Deo Vansh Giri, Id. P.P.

O r d e r.

06-06-2026

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. 196 of 2026, registered U/S 331(2), 309(4), 115(2) and 127(2)/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, Bhore P.S. Case No. 196 of 2026 has been lodged against the petitioners and 50 unknown persons. It is inter alia alleged in the F.I.R. that on 07-04-2026 at about 11:00 pm, petitioners along with 50 unknown person armed with various weapons suddenly attacked upon the grocery shop of the informant and damaged C.C.T.V. camera installed in the shop and on the point of weapons, they committed robbery by entering into the shop. It is alleged that they took Rs. 1 Lakh from gulla of the grocery shop of the informant and assaulted the informant and others and they committed robbery of household articles and damaged camera and hard-disk of the grocery shop. It is alleged that petitioner Dharmendra Bhagat, Jitendra Bhagat and Bipin Bhagat ousted the informant and others from the shop and locked the shop and while abusing, threatened and demanded extortion of Rs. 20 lakh for opening the shop.

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 petitioner Jitendra Bhagat has got one criminal antecedent, petitioner Dharmendra Bhagat has got three criminal antecedents, petitioner Bipin has got four criminal antecedents and Bhola Bhagat has got three criminal antecedents. It is further submitted that there is land dispute of shop land and T.S. No. 126/94 is pending between the parties. It is further submitted that the shop in question is in possession of the petitioners Dharmendra Bhagat and his family and informant Manoj Sah and his associates committed loot-pat in the petitioner's shop for which Bhore P.S. Case No. 190/26 has been filed against the informant and his associates. It is further submitted that on 07-04-2026 at about 08:30 pm, informant and his family members brutally assaulted the

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petitioner Dharmendra Kumar and his brother Jitendra Kumar for which Dharmendra Kumar has filed Bhore P.S. case No. 199/2026 against the informant others. It is lastly submitted that no any C.C.T.V. camera was damaged by the petitioners nor any such occurrence ever took place at the Kirana shop and the informant is not the owner of the Kiran shop. 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 rather the allegation is general and omnibus. Although, informant and witnesses at para-04, 05, 06 and 07 of the case diary have supported the case of the prosecution but they have stated that in the alleged occurrence, both sides have sustained injuries and there is land dispute going on between the parties. At para-13 of the case diary, it is evident that when inquiry was conducted from the local villagers, it was found that land dispute is going on between the parties and T.S. No. 126/92 is pending in between them. Injured witnesses at para-14, 15, 16 and 17 of the case diary have repeated the version of the prosecution and they have not alleged specific against these petitioners. From perusal of the injury report of injured persons, it appears that injuries are found to be simple in nature. Para-29 of the case diary shows that petitioners have several criminal antecedents. From perusal of the record, it appears that there is case and counter-case between the parties and the matter appears to be of free-fighting in between them.

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 bailors 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.

(Dictated)

(Geeta Gupta)

Presiding Officer: Geeta Gupta,
Principal Sessions Judge, Gopalganj

Principal Sessions Judge, Gopalganj.