

In the Court of District & Addl. Sessions Judge-XIII
cum-Spl. Excise Court No.-I, Gopalganj
A.B.P. No. 637 of 2026

1. Ajay Singh, Aged about 30 Years, S/o Bidya Singh, R/o village-Bairagi Tola, P.S. Fulwariya, District-Gopalganj.
2. Sachin Singh, Aged about 28 Years, S/o Shankar Singh, R/o village-Bairagi Tola, P.S. Fulwariya, District-Gopalganj.
3. Chhotu Singh, Aged about 26 Years, S/o Hirdya Singh, R/o village-Bairagi Tola, P.S. Fulwariya, District-Gopalganj.

.....Petitioner.

Versus

The State of Bihar

.....Opposite Party.

Counsel for the Petitioner :- Sri Prem Chand Prasad, Advocate
Counsel for the State :- Sri Awadhesh Prasad Mani, Spl. P.P.
Present:- Dhiraj Kumar Mishra,
District and Additional Sessions Judge-XIII,
Gopalganj

Order

17.06.2026

1. Anticipatory bail petition has been filed on behalf of petitioner No. 1 **Ajay Singh**, the petitioner No. 2 **Sachin Singh**, and the petitioner No. 3 **Chhotu Singh** who are apprehending their arrest in connection with Fulwariya P.S. Case No. 111 of 2022, U/s. 147/341/323/332/333/353/307 IPC and 37(b)/37(c) of Bihar Prohibition and Excise Amendment Act 2018.
2. Learned counsel for the accused-petitioner submits that the petitioners are quite innocent and they have committed no offence. He further submits that the petitioners have no concern with the case and they have falsely been implicated in this case and the name of the petitioners came in this case due to previous enmity with local chowkidar. He further submit that the allegations leveled against the petitioners are totally false, baseless and concocted and they were not present at the place of occurrence. He further submits that the petitioners bears clean past, so they may be enlarged on anticipatory bail.
3. On the other hand, learned Spl. P.P. appearing on behalf of the State opposed the anticipatory bail petition of the petitioners.

4. Heard the learned counsel for the parties and perused the case record. The allegation against the petitioners is that during patrolling duty, the informant received a secret information that some anti-social elements are drinking alcohol and playing DJ and they are creating rucks. On receiving the information, when the informant and other police party reached there and saw that some persons are creating rucks near the door of brother of Mudrika Ram, and when the informant forbade them, the people attacked deadly upon the informant and his police team due to which the informant and his police team got injured and thereafter the informant immediately informed his senior police officers. It is alleged that the senior police officials came with its police team and took charge of the situation and arrested two persons namely Sunil Singh and Abhimanyu Kumar. It is further alleged that the local chowkidar disclosed the name of the miscreants as Bullet Ram, Dhannu Ram, Anita Devi, Dipu Raj, Pankaj Raj, Ajay Singh (the petitioner No. 1), Sachin Singh (the petitioner No. 2) and Chhotu Singh (the petitioner No. 3), so there is specific allegation against the petitioners under the provision of Bihar Prohibition and Excise Amendment Act 2018. It further appears that the original case record has committed in trial and trial number has been registered and cognizance has been taken against the petitioners.
5. In view of the above mentioned facts and circumstances of the case and also considering that the investigation of this case is still at initial stage and also that anticipatory bail petition of the petitioners is not maintainable U/s. 76(2) of Bihar Prohibition of Excise Amendment Act 2018. Accordingly the prayer for anticipatory bail of the petitioner No. (1), (2) & (3) stands rejected.

(Dictated)

(DHIRAJ KUMAR MISHRA)
DAJ-XIII-cum-Spl. Judge
Excise-I, Gopalganj.