

In the Court of Sessions Judge, Jehanabad.

A. B. P. No. 407/2026

Raushan Kumar and Anr. Vrs. The State of Bihar

1. Raushan Kumar, Son of Shiv Pujan Sharma,
2. Nitu Kumari (Devi), Wife of Raushan Kumar,
Both R/o Village-Bhelawar, P. S.- Bhelawar, District- Jehanabad.
..... Petitioners.

Vrs.

The State of Bihar Opposite Party

For the petitioners:- Sri Rajesh Kumar, Ld. Advocate.
For the O. P. (State):- Sri Shardanand Kumar, Ld. P. P.
For the informant :- Sri Amaresh Kumar, Ld. Advocate.

Present : Brajesh Kumar,
Sessions Judge, Jehanabad.

ORDER

23.03.2026

Heard the learned counsel for the petitioners and the learned P. P. for the State as well as the learned counsel for the informant on the anticipatory bail petition filed on behalf of the accused/petitioners namely (1) Raushan Kumar and (2) Nitu Kumari (Devi), who are apprehending their arrest, in connection with, Kako (Bhelawar) P. S. Case No. 68-2026 for offence under sections 126(2), 115(2), 109(1), 74, 303(2), 352, 351(2), 351(3) and 3(5) of the B. N. S.

The learned counsel for the petitioners has submitted that the petitioners are innocent, they have committed no offence and they have been falsely implicated in this case. It is further submitted that earlier, no B. P. or A. B. P. has been filed either before this court or before the Hon'ble High Court nor the same is pending any where and the petitioners have got no criminal history. It has further been submitted that there is case and counter case between the parties and mutual free fight cannot be ignored and the allegation of theft appears to be ornamental. At last, prayer for anticipatory bail has been made.

The learned P. P. and the learned counsel for the informant have opposed the prayer for anticipatory bail.

Stated in brief, the prosecution case as per the written application of the informant Urvashi Kumari, is that on 15-02-2026 at about 10-30 P. M., when the informant was coming from Lord Shiv Temple on the day of Shivratri, in the way, the petitioner Raushan Kumar caught her hand with bad intention and when the same was protested, the petitioner Nitu Kumari and the co-accused persons, equipped with iron rod, Lathi, Danda and brick-stone, came there and the co-accused Ankit Kumar and Sankit Kumar assaulted the informant by means of iron rod causing head injury and the petitioner Raushan Kumar dragged the informant by catching her hand with bad intention and started indecent

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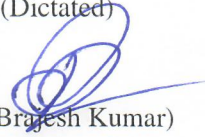
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behaviour with the informant. It is further alleged that on Hulla, when the family members of the informant came there to save, they were also assaulted by the accused persons and the petitioner Raushan Kumar snatched gold chain from the neck of the informant and on seeing the villagers, the accused persons ran away. The injured were brought to sadar hospital, Jehanabad. Accordingly, the FIR has been registered.

Perused the record. On perusal of record, it appears that the petitioners are named in the FIR with allegation that the petitioners and the co-accused persons have actively participated in the alleged occurrence and the allegation is supported by the injury report in which the doctor has found grievous injury on the person of the injured Ashok Kumar. The informant in his re-statement and the witnesses in their statements in the case diary have supported the prosecution case. The case is still under investigation.

Considering the above noted facts and circumstances of the case, I am not inclined to grant anticipatory bail to the petitioners and accordingly, this anticipatory bail petition is hereby rejected.

(Dictated)



(Brajesh Kumar)

Sessions Judge, Jehanabad.

23/03/2026

Date of Order	23.03.26
Date of reserving order	NA
Uploading date	23.03.26
Uploaded by	Ritesh Kr.