

**IN THE COURT OF SESSIONS JUDGE,
KAIMUR AT BHABHUA
(ABP No. 465/2026/ Filing No. 2010/2026)**

In re:

1. Punit Chaubey @ Punit Kumar Chaubey, aged 31 years,
S/o Shailendra Chaubey,
R/o Vill-Bhabua Ward no. 7, P.S- Bhabua, Dist- Kaimur (Bhabua)
2. Jhulan Mishra @ Pawan Kumar Mishra, aged 31 years,
S/o Jitendra Kumar Mishra,
R/o Vill-Semra, P.S-Sonhan, Dist-Kaimur (Bhabua)
3. Mantosh Tiwari @ Mantosh Mishra, aged 25 years,
S/o Shankar Tiwari,
R/o Vill-Tekra, P.S-Bhagwanpur, Dist-Kaimur (Bhabua)

V/s
STATE

FIR No: 212/2026
P.S : Bhabua
U/s: 126(2),303(2),115(2),109,
117(2),352,351(2),3(5)BNS
Date Of Order:07.04.2026

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1. Heard Sri Gopal Tiwari, learned counsel appearing on behalf of the accused/petitioners and Sh. Sachidanand Rai, learned P.P. for State.
 2. Petitioners have stated in para 2 of their bail petition that no other bail petition, either anticipatory or regular has been filed/pending except this, either in this court or before Hon'ble High Court at Patna.
 3. Denying any such occurrence as alleged was ever taken place, it is submitted on behalf of petitioners that all the sections invoked in this case are bailable except section 303(2) and 109 of BNS but from the facts of the case, the material to constitute offence under Section 109 of BNS is completely missing while the allegation of theft is super addition, moreover, there is no specific allegation against the petitioners and the injuries sustained by the injured persons are simple in nature caused by hard and blunt substance and thus the submission is that the petitioners are innocent and have been falsely implicated and this case.

4. Learned PP has opposed the prayer for anticipatory bail to the petitioners.
5. Heard the arguments of both the parties and perused the case record. It transpires from the perusal of record that petitioners are FIR named and allegations against them as per FIR are that on dated 04.03.2026 at around 04:20 PM, all the FIR named accused including these petitioners have assaulted the father, mother, brother and informant are injured them. The injury report of the injured are attached with case diary showing injuries are simple in nature caused by hard and blunt substance. Petitioner no. 1 and 2 has criminal antecedent as mentioned in para 24 of case diary in which they are stated to be on bail. It is submitted on behalf of petitioners that a quarrel was occurred between the parties on the date of occurrence for which cross case is lodged by them against each other and both sides have received injuries in the quarrel. It is further submitted that from the nature of accusation along with injury report, no case under section 109 BNS is made out and allegation of snatching money appears to be super addition.
6. Considering the aforesaid fact and circumstances of the case, this anticipatory bail petition is **allowed** and in the event of their arrest or surrender within two weeks from the date of receipt of a copy of this order, these petitioners shall be released on bail on their furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of like amount each to the satisfaction of trial court, subject to conditions as laid down u/s 482 of the BNSS. (Dictated)

Sd/- Anurag
Sessions Judge