

**IN THE COURT OF SESSIONS JUDGE,
KAIMUR AT BHABHUA
(ABP No. 813/2026/ Filing No. 3474/2026)**

In re:

1. Luxman Tiwari, aged 74 years,
S/o Late Kapildev Tiwari,
2. Pankaj Tiwari, aged 34 years,
S/o Kanhaiya Tiwari,
3. Kanhaiya Tiwari, aged 77 years,
S/o Late Kapildev Tiwari,
4. Kamlesh Tiwari, aged 40 years,
S/o Kanhaiya Tiwari,
All R/o Vill-Bandipur, P.S-Ramgarh, Dist-Kaimur (Bhabua)

V/s
STATE

FIR No: 119/2026
P.S : Ramgarh
U/s: 115(2),126(2),109(1),303(2),
74,352,190,191(2)BNS
Date Of Order:04.06.2026

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1. Heard Sri Vinod Singh, 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. Alleging false implication of the petitioners, it is submitted on their behalf that the informant party claiming the land of the petitioners to have been purchased from them tried to take forceful possession over the said land and when the petitioners opposed them, they mercilessly assaulted and injured petitioner no. 1 and his brother for which Ramgarh PS case no. 118/2026 has been lodged against the informant and his family members and in order to create a defence, this false case has been lodged moreover, the injuries sustained by the injured persons are either pain or laceration for which opinion has been kept reserved by the doctor but even after expiry of a period of more than one month the final opinion has not been furnished, moreover, the

injured persons are alright and moving in their village and thus the submission is that no case under section 109(1) of the BNS is made out and the allegation of commission of theft and outraging of modesty are super addition.

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 28.04.2026 at around 07:35 PM, all the FIR named accused including these petitioners came to the door of informant and started assaulting the informant and his family members with lathi, danda iron rod etc. and injured them. The injury report of the injured are attached with case diary showing pain and abrasion to them except one head injury to Bhola Yadav and Laxman Yadav which is caused by hard blunt object and reserved for opinion. Petitioners have no criminal antecedent as mentioned in para 80 of case diary. It is submitted on behalf of petitioners that the family of informant wants to grab the land of petitioners and due to this reason. This incident occurred and cross case is lodged by the parties against each other related to this incident and petitioner no. 4 was seriously injured in the quarrel and admitted to trauma center, Varanasi. It is further submitted that the injured from both sides were discharged from hospital after treatment. It is further submitted that petitioner no. 1 has also filed a title suit no. 1244/2021 which is pending in the court of Munsif, Mohania.
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