

Court of Additional Sessions Judge I, Jhanjharpur
A.B.P. No- 157/2026

Balram Pandit and Others Vs. State of Bihar

(Phulparas P.S. Case No. 201/2025)

U/s- 126(2), 352, 118(1), 109(1), 115(2), 117(2), 76, 303(2), 3(5) of the BNS,

Pending in the Court of ACJM-IInd, Jhanjharpur

S.N	Date of order	Order with signature	Office notes as to action taken
1	2	3	4
	15.06.2026	1. This anticipatory bail petition has been filed on behalf of accused namely 1.Bal Ram Pandit 2.Vishwa Nath Pandit 3.Jagadish Pandit, seeking pre arrest bail in connection with Phulparas P.S. Case No. 201/2025, Gr. No.777/2026, U/s- 126(2), 352, 118(1), 109(1), 115(2), 117(2), 76, 303(2), 3(5) of the BNS. 2. Heard Sri Raj Kumar Yadav, Ld. Advocate on behalf of petitioners and Sri Indrakant Prasad, learned A.P.P. for the state. 3. Ld. counsel of the petitioners has submitted that no other bail petition has been filed in this Court or Hon'ble High Court, Patna and petitioner No.1 has two criminal antecedent. He has further submitted that petitioners are quite innocent and have not committed any offence and prosecution story is totally false, absurd and concocted. It is further submitted that petitioners have falsely been implicated in this case due to personal grudge, malice, spite, dirty village party politics and land dispute and no case is made out against the accused petitioners u/s 109(1), 303(2), BNS. It is further submitted that nothing incriminating has been recovered from the possession of the petitioners and no occurrence as alleged has taken place. Lastly he has submitted that petitioners are apprehending their arrest in this case, and ld. Counsel prays to allow the anticipatory bail. 4. The learned A.P.P opposed the petition and prayed to reject it. 5. The informant of this case is Pramod Narayan Pandit @ Pramod Pandit and the case of the prosecution in brief is that on 28.04.2025 at 06 A.M. all the accused petitioners along with others named in FIR armed with lathi, iron rod and sharp weapons came started abusing. One Rajendra Pandit with intention to kill attacked with tengari due to which informant sustained head injury and Balram Pandit attacked with lathi on the arm and leg due to which his bone fractured. When informant son Vinay Kumar came to rescue, then Jagdish Pandit attacked with lathi, when informant's wife Sunita Devi came then Shankar, Hareram assaulted with fist and leg and made her half naked and snatched silver sikri weight 12 bhar. Hence, this case. 6. Heard both side at length and perused the case record along with case diary and injury report. From perusal of the record it appears that on the basis of computer typed application given by the informant victim before SHO, Phulparas, this very	

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contd. 15.06.2026	case has been registered against the petitioners and others under Sections 126(2), 352, 118(1), 109(1), 115(2), 117(2), 76, 303(2), 3(5) of the BNS. From perusal of the FIR, as per allegation due to objection with regard to pathway toward banana field, petitioners and others assaulted to the informant, his son and his wife. There is specific allegation of assault against the co-accused Rajendra Pandit who is not the petitioner. As far as injuries are concerned which is mentioned in para No.63 of the case diary, it appears that injuries found is simple caused by hard and blunt object. Moreover, the specific allegation of assault over the head of the informant is not against the petitioners. Apart from that from perusal of the record it also transpires that occurrence took place on 28.04.2025 but this very case has been registered on dated 01.05.2025 and with regard to delay in lodging the FIR is not explained anywhere. 7. Therefore, considering the facts and circumstances discussed above, I am inclined to enlarge the petitioners namely, 1.Bal Ram Pandit 2.Vishwa Nath Pandit 3.Jagadish Pandit on anticipatory bail. Therefore, in the event of his arrest or surrender before the Ld. Court below within a period of 21 days from receipt of this order, on furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of Ld. Court below, as condition laid u/s 482 of BNSS. Dictated and Corrected SD/- (Sushil Kumar Dixit) Addl. Sessions Judge-Ist Jhanjharpur. Memo No..... Date..... Copy of order be sent to the Court of A.C.J.M.-II, Jhanjharpur for information and needful. (Sushil Kumar Dixit) Addl. Sessions Judge-Ist Jhanjharpur.	
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