

COURT OF 3rd DISTRICT & ADDITIONAL SESSIONS JUDGE, MUZAFFARPUR
{A.B.P. No. 66/2026}
Kishun Ray & Ors. Vs State of Bihar

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1. Kishun Ray, aged about- 60 years, S/o- Late Jivachh Ray;
2. Pankaj Kumar, aged about- 26 years, S/o- Kishun Ray;
3. Ramlal Ray, aged about- 35 years, S/o- Kishun Ray.
R/o- Village- Hanuman Nagar, P.S.- Gaighat,
Distt.- MuzaffarpurPetitioners.
Vs.
State of Bihar.....Opposite Party.

ORDER

18.05.2026. Instant application for grant of anticipatory bail has been filed on behalf of petitioners named above who apprehend their arrest in connection with Gaighat P.S. Case No. 230/2025 registered for the offences punishable U/s. 126(2), 115(2), 109, 74, 303(2), 352, 351(2), 351(3), 3(5) of B.N.S.

Heard Mr. Ganesh Prasad Singh, learned advocate for the petitioners as well as Ms. Sangita Sahi, learned Addl. P.P. for the State.

Prosecution case, in brief, is that petitioners armed with lathi, danda and iron rod arrived at informant's house at about 1:00 p.m. on 17.08.2025 and started abusing informant and her son Sachin Kumar. Further case of the prosecution is that when informant objected to the abuse, they started beating informant and her son Sachin Kumar with lathi and danda.

Specific allegation against petitioner no. 2 namely Pankaj Kumar is that he struck Sachin Kumar on his head and shoulder with iron rod. Meanwhile, accused-persons snatched Rs. 87,000/- from informant and a gold chain & a gold ring from informant's son. Informant's son Sachin Kumar received treatment at first in Gaighat Swasthya Kendra and thereafter, in a private hospital.

Learned advocate for the petitioners has submitted that petitioners are quite innocent. They have no criminal antecedents and no bail petition has been filed earlier on their behalf before either this court or the Hon'ble High Court, Patna. Allegation against them is totally false and they have been falsely implicated in this case by prosecution parties in order to save themselves from Gaighat P.S. Case No. 223/2025 lodged by petitioner no. 2. Hence, they may be granted anticipatory bail.

Learned Addl. P.P. for the state has vehemently opposed the prayer for anticipatory bail.

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Contd..... After hearing learned advocates from both sides, this court perused the
18.05.2026 certified copy of F.I.R. of this case and also certified copy of F.I.R. of Gaighat P.S. Case No. 223/2025 filed on behalf of the petitioners and copy of case diary and then finds that both sides have lodged case against each other and in the occurrence both sides have allegedly received head injury and in the instant F.I.R., there is specific allegation against petitioner no. 2 that he struck informant's son with iron rod on his head and shoulder and inflicted injury to him. Statement of witnesses in para 11, 12 and 13 have supported the allegation against the petitioners. The Medical Officer has reserved his opinion about the nature of injury of informant's son.

So, considering the specific nature of allegation against the petitioner no. 2 and other facts discussed above, this court is not inclined to grant petitioner no. 2 namely Pankaj Kumar anticipatory bail. Hence, his **(petitioner no. 2) prayer for anticipatory bail is hereby rejected.**

However, allegation against other petitioners are not serious. So, this court is inclined to grant them anticipatory bail.

Accordingly, in the event of arrest or surrender within 30 days of passing of this order, petitioner no. 1 namely Kishun Ray and petitioner no. 3 namely Ramlal Ray are directed to be released on their furnishing bail bond of Rs.10,000/-(rupees ten thousand) with two sureties of like amount subject to the condition as mentioned U/s 482(2) of B.N.S.S.

Let a copy of this order be forwarded to the court of court no. 02 of J.M.F.C., Muzaffarpur (East) for information & needful.

Dictated.
Sd/-
(Awdesh Kumar)
3rd Addl. Sessions Judge
Muzaffarpur.