

**The court of District & Additional Sessions Judge - 2, Muzaffarpur  
A.B.P. No. 2248/2026**

**In the matter Of :**

1. Amit Kumar Srivastava, S/o- Pramod Prasad Srivastava  
R/o Village- Damodarpur Kashinagar, P.S.- Kanti, District- Muzaffarpur.

---- Petitioner.

Vs

The State of Bihar

---- Prosecution.

**(In connection with Nagar P.S Case No. 36/2017 )**

Counsel for the petitioner : Sri Nikesh Kumar, Ld. Advocate

Counsel for the State : Sri Ram Narayan Rai, Ld. A. P. P.

**ORDER**

Date : 24/06/2026

1. The above named petitioner seeks “Anticipatory Bail” in connection with **Nagar P.S Case No. 36/2017** for offences punishable u/ss 323,420,467,468,379,120(B),504 of IPC and due to apprehension of his arrest in this case. Copy of the same to be served to Ld. Addl.P.P. on behalf of State.
2. The learned counsel for the petitioner has submitted that the petitioner is innocent and has committed no offence and has falsely been implicated in this case and has got no criminal antecedent. It is further submitted that the case materials explicitly establishes that the dispute is entirely civil in nature, revolving around the ownership, registration, mutation, and possession of land under Khata No. 158. It is further submitted that the allegations regarding the physical assault, snatching of the silver/mangalsutra and verbal abuse are general, omnibus and entirely fabricated to inject a color of cognizable criminality into a regular civil claim. No active, specific role has been assigned to the petitioner. Hence, prayed for anticipatory bail.
3. On behalf of, the Ld. A.P.P. for the State has opposed the prayer for anticipatory bail.
4. That prosecution story in brief as per compliant petitioner filed by the informant Mos. Ugan Devi stating therein that on 28.11.2016, she went to irrigate her agricultural land bearing Khata No. 158, Plot Nos. 289 and 293, she found the Shivilal Sahni forcibly ploughing her field. Upon protesting the Shivilal Sahni and his associates assaulted her, pushed her down and snatched her silver chain and mangalsutra valued Rs. 5,000/-. It is further alleged that the accused persons, through a deep-rooted conspiracy, set up an impersonator to execute a fraudulent registry/deed of the informant’s land at the Registry Office, Muzaffarpur, using false identity cards, and subsequently got the purchased land mutated.
5. Having considered the submission made by the rival of the parties and it appears that the petitioner named in FIR and on perusal of the record, it appears that the allegation against the petitioner is not in direct way there is general and omnibus al-

legation that in the F.I.R. against four persons including the petitioner. From perusal of the case diary and other things it is obviously clear that namely civil dispute occurred in between the parties and no direct evidence surfaced against the petitioner at all. Therefore, I am of the view that the petitioner is deserve to anticipatory bail. Therefore, the anticipatory bail of the petitioner is hereby **allowed**.

6. It is hereby directed that in the event of arrest or surrender before the learned Court below within 30 days from the receipt of a copy of this order, the petitioner shall be released on bail on furnishing bail bond of Rs.10,000/-(rupees ten thousand) with two sureties of the like amount each with satisfaction of the learned trial court.

Dictated

Sd/-

Additional Sessions Judge- 2<sup>nd</sup>  
Muzaffarpur