

A.B.P No. 675/2026**Braj Kishore Ray & Ors..... Petitioners.****Vs.****State of Bihar.....O.P.****O R D E R****19.05.2026**

This application has been filed, for grant of anticipatory bail, on behalf of the accused petitioners, namely, (1) Braj Kishore Ray (2) Raj Kishor Ray (3) Vikash Kumar and (4) Rajnikant Kumar, in connection with Sahebganj P.S. Case No. 06/2026, registered U/Ss 191(2), 191(3), 190, 329(3), 126(2), 115(2), 118(1), 109, 117(2), 76, 303(2), 352, 351(2) of the B.N.S., pending in the Ld. Court of A.C.J.M. 2nd, Muzaffarpur (West).

Heard arguments of Ld. Counsel, appearing for the accused petitioners & Ld. A.P.P. for the State.

Ld. Counsel for the accused petitioners, has submitted that previously no anticipatory or regular bail petitions of any nature, had been filed by the accused petitioners, either in this court or before the Hon'ble High Court. That the petitioners have got no criminal history. That the petitioners are quite innocent and have falsely been implicated in this case, due to enmity and land dispute. That entire allegations as levelled against the petitioners are false and fabricated. That the petitioners are close relative (Pattidars) of the informant and there is land dispute between both the parties. That the petitioners had already been filed a case, bearing Sahebganj P.S. Case No. 02/2026, against the informant and others. It has further been submitted that the petitioners have got genuine apprehension of their arrest in this case. Ld. counsel for the petitioners side, prays for their release on anticipatory bail.

Ld. A.P.P. for the state, opposed the prayer for anticipatory bail.

Perused the record, including the F.I.R. and case diary, from paras no. 01 to 25. From perusal of the record, it transpires that allegations against these petitioners are general, vague and omnibus in nature. There is no any specific allegation against the petitioners no. 01, 02 & 03, regarding assault on any vital part of body. Although, there is allegation against the petitioner no. 04, regarding assault on the head of one Kushmi Devi, but injury report does not suggest any

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head injury to her. As per the injury report, Kushmi Devi had swelling with tenderness in her left hand. Allegation u/s 109 of the B.N.S., does not seem to be attracted, against these petitioners. Other allegations appear to be ornamental in nature. Further, there is land dispute between both parties and the petitioners side has also filed a criminal case against the informant with regard to the occurrence of the same day. The petitioners have got no criminal history, as per para no. 03 of the anticipatory bail application.

Considering the aforementioned facts and circumstances of the case, including nature of allegations against the petitioners, the prayer for anticipatory bail, in respect of them, is hereby **allowed**. Accordingly, in the event of their arrest or surrender within four weeks from today, the accused petitioners, namely, **(1) Braj Kishore Ray (2) Raj Kishor Ray (3) Vikash Kumar and (4) Rajnikant Kumar**, are directed to be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rs. Ten thousands) with two sureties of the like amount, each, to the satisfaction of the Ld. Court below and subject to the conditions, as laid down u/s 482(2) of the B.N.S.S. Let a copy of this order be sent to the court concerned, for needful.

(Dictated)

Sd./-

1st Addl. Sessions Judge
Muzaffarpur