

In the Court Of 1st Additional Sessions Judge, Muzaffarpur**A.B.P No. 1013/2026****Tunna Das & Ors.....Petitioners.****Vs.****State of Bihar.....O.P.****O R D E R****15.04.2026**

This application has been filed, for grant of anticipatory bail, on behalf of the accused petitioners, namely, (1) Tunna Das (2) Satish Ram (3) Amit Ram (4) Ajit Kumar @ Ajit Ram and (5) Jhallu Das, in connection with Rampurhari P.S. Case No. 14/2026, registered U/Ss 115(2), 117(2), 109, 135, 331, 351, 352, 3(5) of the B.N.S., pending in the Ld. Court of Sri Manjoor Alam, J.M.F.C., Muzaffarpur (East).

Heard arguments of Ld. Counsel, appearing for the accused petitioners, Ld. Counsel for the informant & 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, have not committed any offence and have falsely been implicated in this case due to enmity and land dispute. That the petitioner no. 01 is own brother of the informant and petitioner no. 05 is own uncle of the informant, while rest of the petitioners are neighbours of the informant. That the petitioner no. 02 has lodged an FIR against the informant on 26.08.2025 which is pending the Ld. Court of Spl. SC/ST court, Muzaffarpur. That after one month, the informant had filed the present complaint case no. 5596/2025, in the court of the Ld. CJM, Muzaffarpur, on 24.09.2025, which was subsequently converted into this Rampurhari P.S. Case No. 14/2026. That entire allegations as levelled against the petitioners are false, concocted and fabricated. That all the sections as alleged in this case are bailable in nature, except u/s 109 of the BNS, which has been added only to make the case appear non-bailable. 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 and Ld. Counsel for the informant, opposed the prayer for anticipatory bail.

Perused the record, including the F.I.R. and case diary, from paras no. 01 to 79. From perusal of the record, it transpires that allegations against the petitioners are

In the Court Of 1st Additional Sessions Judge, MuzaffarpurA.B.P No. 1013/2026

Tunna Das & Ors.....Petitioners.

Vs.

State of Bihar.....O.P.

Continued

15.04.2026

general, vague and omnibus in nature. No any specific allegation has been levelled against these petitioners and no any specific overt act has been attributed to them, regarding assault on any vital part of body of the informant. FIR in this case was filed on a complaint petition. Further, from perusal of the record, it appears that this case has been filed after a long delay from the date of alleged occurrence and as per CD para no. 48, no injury report could be prepared as any incident of beating was not stated to the doctors. Allegation u/s 109 of the BNS does not seem to be attracted against these petitioners. As per para no. 03 of the anticipatory bail application, the petitioners have got no criminal history.

Considering the aforementioned facts and circumstances of the case, including nature of allegations, the prayer for anticipatory bail, in respect them, is hereby **allowed**. Accordingly, in the event of their arrest or surrender within four weeks from today, the accused petitioners, namely, **(1) Tunna Das (2) Satish Ram (3) Amit Ram (4) Ajit Kumar @ Ajit Ram and (5) Jhallu Das**, 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