

A.B.P No. 1312/2026**Guddu Baitha @ Guddu Kumar Baitha @ Anr.....Petitioners.****Vs.****State of Bihar.....O.P.****O R D E R****21.04.2026**

This application has been filed, for grant of anticipatory bail, on behalf of the accused petitioners, namely, (1) Guddu Baitha @ Guddu Kumar Baitha and (2) Vikash Kumar @ Vikash Sahni, in connection with Minapur P.S. Case No. 265/2020, registered U/Ss 414, 420, 467, 468, 471, 472, 120(B), 34 of the IPC and 25(1-B)a, 26, 35 of the Arms Act, pending in the Court No. 13 of Ld. J.M.F.C., Muzaffarpur (East).

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 petitioner no. 01 has got criminal history of one case and petitioner no. 02 has got no criminal history. That the petitioners are quite innocent and have falsely been implicated in this case, due to dirty village politics. That the petitioners are not named in the FIR and their names have surfaced in this case on the basis of confessional statement of one co-accused person, namely, Mithun Kumar. That entire allegations, as levelled against the petitioners are false and fabricated. 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 original record, including the F.I.R. and case diary, from paras no. 01 to 224. From perusal of the record, it transpires that allegations against the petitioners are general, common, 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. Petitioners are not named in the FIR and their names have surfaced in this case, on the basis of confessional statement of co-accused,

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namely, Mithun Kumar (as mentioned in CD para no. 40). No any arms or ammunition have been recovered from possession of these petitioners. Some other co-accused persons have already been granted anticipatory bail by the court and case for bail of these petitioners stand on similar footing.

Considering the aforementioned facts and circumstances of the case, including nature of allegations, the prayer for anticipatory bail, in respect of the accused petitioners, is hereby **allowed**. Accordingly, in the event of their arrest or surrender within four weeks from today, the accused petitioners, namely, **(1) Guddu Baitha @ Guddu Kumar Baitha and (2) Vikash Kumar @ Vikash Sahni**, 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 438 (2) of the Cr.P.C. Let a copy of this order be sent to the court concerned, for needful.

(Dictated)

Sd./-

1st Addl. Sessions Judge
Muzaffarpur