

IN THE COURT OF DISTRICT & ADDITIONAL SESSIONS JUDGE - Ist NALANDA
Present:- Namita Singh, District & Addl. Sessions Judge - Ist Nalanda at Biharsharif.

A.B.P. No.- 1476/26
(Arising out of Rahui P.S Case No.- 235 of 2026)
Dilkhush Pandit & Others V/s State of Bihar

<i>Date of order of proceeding</i>	<i>Order with the signature of the court</i>	<i>Office action taken with date</i>
<u>22.07.2026</u>	This anticipatory bail application has been filed on behalf of the petitioners namely (1) Dilkhush Pandit and (2) Suman Kumar @ Bhola Pandit, both are S/o- Shivshantu Pandit, both are R/o Village – Baliya Bigha P.S.- Rahui, Dist – Nalanda, who are apprehending their arrest in connection with Rahui P.S. Case No. 235/2026, registered u/s 126(2), 115(2), 325, 76, 303(2), 352, 351(2), 3(5) of BNS. Shri Binod Kumar and Shri Ajeet Kumar, learned counsel for the petitioners, submitted that no bail application has previously been filed on behalf of the petitioners either before this Learned Court or before the Hon'ble High Court. It is further submitted that the petitioners are innocent and have committed no offence, and have been falsely implicated in the present case. It is also submitted that the entire allegations made in the F.I.R. are false and no such occurrence, as alleged, had ever taken place. The present case has been instituted by the informant with a view to exert pressure upon the petitioners to compromise Rahui P.S. Case No. 256/18, which has been registered under Sections 323, 341, 504, 506, 308/34 of the I.P.C., wherein petitioner no. 1, Shivshantu Pandit, is the informant, and Ajay Raut, husband of the informant, along with others, are the accused persons, and the trial of the said case is still pending. It is further submitted that the petitioners have no criminal antecedents, as stated in paragraph 03 of the bail petition. Accordingly, learned counsel for the petitioners prayed that the petitioners be enlarged on bail.	

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Contd.. <u>22.07.2026</u>	Learned P.P. on the other hand has opposed the prayer for bail of petitioners. Having heard both sides and upon perusal of the case records, it appears that the present case has been instituted on the basis of a written complaint filed by the informant, Reena Devi. It is alleged therein that on 16.05.2026 at about 16:30 hours, she along with her daughter had gone to graze goats and collect fodder. During the course of grazing, the goats allegedly entered the field of the accused persons, upon which they started abusing the informant. It is further alleged that the accused persons, namely Shivshantu Pandit, Shyam Sundar Pandit, Bhola Pandit, and Dilkhush Pandit, assaulted the informant and caused injuries. It is also alleged that they killed a goat and a goat kid belonging to the informant. It is further stated that the accused persons snatched her gold earring, forcibly pushed her to the ground, and tore her blouse with bad intention. It is further alleged that they also assaulted her minor daughter, causing injuries. The informant has further stated that the accused persons threatened them with dire consequences, stating that they would kill them or compel them to leave the village. The allegation as per the FIR, is general and omnibus in nature. There is an unexplained delay of four days in registering the FIR. The injury report of both injured, in paragraph 24 of the Case Diary reveals simple injuries in the form of generalized body pain. The allegation of killing of goats has not been supported by witnesses of the Case Diary. Other co-accused has already been granted anticipatory bail vide order dated 27.06.2026 in A.B.P no. 1119 of 2026. The petitioners have	
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Contd.. <u>22.07.2026</u>	claimed to have clean antecedents. Taking note of the aforesaid facts and circumstances available on record, I find it judicious to extend the privilege of pre-arrest bail to the petitioners, namely Dilkhush Pandit and (2) Suman Kumar @ Bhola Pandit. Accordingly, in the event of their arrest or surrender before the learned trial court within a period of four weeks from the date of receipt of a copy of this order, are directed to be released on bail, on furnishing bail bonds of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the learned trial court, subject to conditions as laid down u/s 482(2) of the BNSS. Let a copy of this order be transmitted to the learned court concerned forthwith. (Dictated & Corrected) Sd/- Addl. Sessions Judge-I Nalanda at Biharsharif <table><tr><td>Date of Judgment/Order</td><td>22.07.2026</td></tr><tr><td>Date of Reserving Judgment/Order</td><td>-</td></tr><tr><td>Date of Uploading</td><td>25.07.2026</td></tr><tr><td>Uploaded by</td><td>Kumar Shivam</td></tr></table>	Date of Judgment/Order	22.07.2026	Date of Reserving Judgment/Order	-	Date of Uploading	25.07.2026	Uploaded by	Kumar Shivam	
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