

In the Court of Addl. Sessions Judge-IX, Nawada

Present- Anand Bhushan, A.S.J-IX

A.B.P. No.- 644/2026

- 1. Peyare Lal, S/o BhikhanNoniya**
- 2. Manoj Kumar, S/o Nandkishor Chaudhary**
- 3. Pankaj Kumar, S/o Dayanand Prasad**
- 4. Mukesh Kumar, S/o Anil Prasad Yadav**
- 5. Shahid Imam, S/o Md. Sajid Imam** **Petitioners**

The State of Bihar **Opposite Party**

For the petitioners:- Sri Arun Kumar Sinha Ld. Advocate

For the O.P.(State):- Sri Bhola Prasad Ld. A.P.P

ORDER

12.05.2026

1. This anticipatory bail petition has been filed on behalf of petitioners **1. Peyare Lal, 2. Manoj Kumar, 3. Pankaj Kumar, 4. Mukesh Kumar; 5. Shahid Imam** who are apprehending their arrest in connection with **Nawada P.S Case No. 1073/2025 u/s 316(2), 318(4), 61(2), 3(5) of BNS. 2023**. A copy of bail petition has been supplied to the learned A.P.P.

2. The prosecution case, in brief, is that the father of the informant namely Shiv Bharat Prasad had purchased a land from Mahadev Mahto on 09.01.1975 in Old Khata No. 139 (New Khata No. 15), Old Plot No. 1685 (New plot no. 3250) area 36.25 decimal vide sale deed no. 19608. On 09.01.1991 the informant's father sold 11.25 decimal land to Brijnandan Prasad and others who are in peaceful possession. Accused Banwari Yadav and Ram Swarup Yadav sons of Mahadev Mahto have sold the 22 decimal land of Old Khata No. 139 (New Khata No. 15), Old Plot No. 1685 (New plot no. 3250) in favour of Md. Shahid Imam and Mukesh Kumar vide sale deed no. 9606 dated 01.07.2022 which was earlier sold by their father Mahadev Mahto in favour of father of informant. The vendees have further sold the aforesaid land in favour of Pankaj Kumar vide sale deed No. 11215 dated 30.07.2022 and Pyare Lal son of Bhikhan Noniya vide sale deed no. 10890 dated 08.08.2022 and Vinay Kumar Mishra. The accused have committed conspiracy and illegally sold the land of the informant.

3. According to para 2 of the A.B.P., earlier the petitioners have not filed any other B.P./A.B.P. either before this Court or before Hon'ble High Court.

4. As per para 3 of the bail petition, it is certified that the petitioners bear no criminal antecedent.

5. The Learned counsel on behalf of petitioners has submitted that the petitioners are innocent and have committed no offence and they have falsely been implicated in this case. Petitioners have been implicated due to land dispute. The the present case is purely civil in nature. Informant has already filed a title suit bearing Suit No. 552/25 which is pending adjudication. The

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names of the petitioners have already been mutated. The father of informant purchased R.S. Plot No. 2250 but he falsely allege that his father purchased R.S. Plot No. 3250. Further, there is no chance of their absconding as they undertake to present themselves before the police and Court as and when directed to appear. The petitioners further undertake not to temper with the evidence or witnesses in any manner and will not leave the country without the prior permission of the Court. Hence, the learned counsel has prayed that they be enlarged on bail.

6. Learned A.P.P on behalf of State and Sri Niranjan Kumar Singh learned counsel for informant have vehemently opposed the prayer of bail.

7. Heard both sides and perused the case record. On perusal of record it appears that this case has been lodged by the Nawada P.S. on 11.10.2025 on the typed application of informant. The father of the informant appears to have purchased 36.25 decimal of land in Old Khata No. 139 (New Khata No. 15), Old Plot No. 1685 (New plot no. 3250) through sale deed no. 19608 in 1975 from Mahadev Yadav. This sale deed mentions Banwari Yadav and Ramswaroop Yadav both sons of Mahadev Yadav as minor. Further vide sale deed no. 9606 dated 19.07.2022 Banwari Yadav and Ramswaroop Yadav sold 22 decimal of land from same plot to Sajid Imam, Mukesh Kumar and Pankaj Kumar (petitioner no. 5, 4 and 3 respectively). Further vide sale deed no. 11215 dated 30.07.2022 an area of 7.34 decimal of land in the same plot has been sold by Pankaj Kumar to Manoj Kumar (petitioner no. 2). Again vide sale deed no. 10890 dated 08.08.2022 Mohd. Sahid Imam and Mukesh Kumar sold part of this land to Pyare Lal (petitioner no. 1). Vide sale deed no. 10879 dated 08.08.2022, Mohd. Sahid Imam and Mukesh Kumar sold part of this land to Vinay Kumar Mishra. On perusal of the case diary, copy of the sale deeds filed by both the sides, and materials available on record, it is apparent that the sale and purchase of the disputed land took place within quick succession of time starting from 30.07.2022 to 08.08.2022 which gives impression of suspicious transactions and

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existence of some conspiracy. The investigation is still going on.

8. Considering the facts and circumstances of the case and in view of the above discussion, I am not inclined to grant privilege of anticipatory bail to the petitioners. Hence, the present A.B.P. dated 11.03.2026 filed on behalf of petitioners/accused **1. Peyare Lal, 2. Manoj Kumar, 3. Pankaj Kumar, 4. Mukesh Kumar; and 5. Shahid Imam** is hereby **REJECTED**.

(Dictated by)

Anand Bhushan
12/05/26
(Anand Bhushan)
A.S.J.-IX, Nawada

Date of Judgment / Order	12.05.26
Date of Reserving Judgment/Order	12.05.26
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