

IN THE COURT OF SESSIONS JUDGE, PATNA

Anticipatory Bail Petition No. 2322 of 2026.

Amit Kumar **Petitioner.**

Versus

The State of Bihar

**Order
No.** **Date**

O R D E R

02 01-06-2026

1. The **petitioner, Amit Kumar**, apprehends arrest in connection with **Rajiv Nagar P.S. Case No. 297/2026** instituted for offences under sections 61(2), 119(1), 223, 316(2), 318(4) of Bharatiya Nyaya Sanhita, 2023 (BNS) as well as section 3 of Prevention of Damage to Public Property Act, 1984.
2. The prosecution case, in brief, is that the informant, an Assistant Engineer of the Bihar State Housing Board, during inspection on 17.05.2026 at about 18:00 Hrs, discovered illegal fencing work being carried out on 04 kathas of land belonging to the Housing Board in the west of Ghurdaur More. Upon seeing police vehicle the accused persons fled away. Upon inquiry, from nearby people they came know that the said construction work is being carried out by one Amit Kumar (petitioner).
3. Learned counsel for the petitioner contends that the only non-bailable offences for which anticipatory bail has been sought are under Sections 119(1), 316(2), and 318(4) of the BNS. He argues that even if the FIR is accepted at face value, no offence under Section 119(1) of the BNS is made out, as there is no allegation of causing hurt. It is further submitted that the petitioner has no concern either with the alleged land or with any construction work allegedly being done. He further submits that the petitioner was named in the FIR without any proper address only on the basis of enquiry, as neither the petitioner was present at the spot nor he was seen there by the informant or anybody else and hence the allegation is absolutely absurd and fabricated one. Moreover, the petitioner has an unblemished criminal record.
4. For a better appreciation of this anticipatory bail petition, office is

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Contd....
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directed to **call for case diary** along with criminal antecedent of accused-petitioner from I.O of the case.

5. At this stage, learned counsel for the petitioner prays for interim protection from arrest.
6. Considering the aforesaid facts and circumstances of the case; nature of accusation against the petitioner; submission of learned counsel for the petitioner; and clean antecedent of the petitioner, ***interim protection*** from arrest is granted to the above-named petitioner ***till next date*** in connection with **Rajiv Nagar P.S. Case No. 297/2026**. However, the petitioner is directed to cooperate with the Investigating Officer and shall make himself available as and when required by the police.
7. Put up this case on 15.06.2026.

(Dictated)

Sd/-

(Rupesh Deo)
Sessions Judge, Patna

Date of Order	01-06-2026
Date of Reserving Order	NA
Uploading Date	01-06-2026
Uploaded by	Rahul/-