

Court of Additional Sessions Judge -II Masaurhi , Patna

Anticipatory Bail Petition No.149/2026

Dhanarua P.S Case No:- 193/2026

Dated: 27.05.2026

Ashok Mochi & Ors.....

Applicants

Vs

State of Bihar.....

Opposite Party

Anticipatory Bail Petition has been filed on the behalf of Accused Applicants 1. Ashok Mochi 2. Prince Mochi 3. Nageshwar Mochi 4. Manish Kumar 5. Tiju Mochi 6. Manoj Kumar 7. Kailash Mochi along with fresh power by Ld. Counsel for the petitioner Sri Gautam Kumar. Copy of the petition is serve on Ld. APP for the state.

The above name accused petitioners are named in Dhanarua P.S Case No:- 193/2026 for offenses U/s 191(2), 191(3), 126(2), 115(2), 118(1), 74, 351(2), 352, 3(5) of BNS. The case of prosecution in brief is that informant Gurudev Mochi states that 25.03.2026, at around 05:00 PM, Manoj Kumar, Nageshwar Mochi, Prince Kumar, Ashok Mochi, Kailash Mochi, Tiju Mochi came to his house and started beating and abusing him. When he protested, Manoj Kumar started hitting him with sticks and rods. When Chandip Mochi, Shankar Kumar and Basudev Mochi came to save him, Manish Mochi hit Chandip Mochi and Shankar Kumar on their heads with an iron rod with the intention of killing them, due to which the heads of Chandip Mochi and Shankar Kumar got badly fractured. After that Nageshwar Mochi hit Basudev Mochi with a stick and asked Nageshwar Mochi to kill all the people. After which Manoj Kumar, Prince Kumar, Ashok Mochi, Kailash Mochi and Tiju Mochi all together started fighting with Vasudev Mochi and Chandeeep Mochi, When I tried to intervene, all of them started abusing him and Nageshwar Mochi and Tiju Mochi pushed him on the ground and started beating him with kicks and punches. Hearing the noise, his sister came to save him and when people gathered, all of them left the scene threatening to take action later. The reason for the incident is that Manoj Kumar and Nageshwar Mochi had taken away his sister in law (Bhabhi) and fled.

Ld. Counsel for the Petitioners submits that the applicants have not previously filed any anticipatory or regular bail application before any superior court. The applicants Manish Kumar, Manoj Kumar and Nageshwar Mochi has one criminal antecedent against him in which they are on bail and rest petitioners have no criminal history. The applicants are innocent and has not committed any crime as alleged in the prosecution case. There is no chance of absconding of the petitioner or tampering with evidence. The petitioner is ready to obey all the direction of the court. The petitioner is innocent and has not committed any offense. On the other hand Ld. APP for the state has opposed the prayer the

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bail.

Heard both sides. The case diary has been called for and is received. Perused the case record and the case diary. The alleged date of occurrence is 25.03.2026 and the F.I.R is lodged on 29.03.2026. Para 31 of the case diary shows that the injury report of injured is yet not received. It is submitted that there is previous dispute between the parties. Para 21 of the case diary shows that the petitioner has no criminal antecedents.

Considering the above facts, circumstances and nature of the case this court is inclined to enlarge the accused petitioners 1. Ashok Mochi 2. Prince Mochi 3. Nageshwar Mochi 4. Manish Kumar 5. Tiju Mochi 6. Manoj Kumar 7. Kailash Mochi on anticipatory bail. Therefore, the above named accused petitioners are ordered to be released on bail subject to provision under Section 482(2) BNSS on condition that they surrender in the Court Concerned within four weeks from the date of receipt of the order or on being arrested, on furnishing a bail bond by each accused with two surities of rupees 10,000/- to the satisfaction of the Court Concerned.

Dictated and Corrected

Sd-

(Sanjeev Kumar-I)

Additional Sessions Judge-II

Masaurhi, Patna