

Court of Additional Sessions Judge -II Masaurhi , Patna

Anticipatory Bail Petition No.268/2026

Dhanarua P.S Case No:- 353/2026

Dated: 10.07.2026

Shiv Shankar Prasad & Ors.....

Applicants

Vs

State of Bihar.....

Opposite Party

Anticipatory Bail Petition has been filed on the behalf of Accused Applicants 1. Shiv Shankar Prasad 2. Nitish Kumar @ Masudan Prasad 3. Puja Kumari 4. Amerita Kumari 5. Nitu Kumari, 6. Pramila Devi 7. Ravindra Prasad 8. Shyamdeo Prasad along with fresh power by Ld. Counsel for the petitioner Sri Ram Sakal Singh. 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:- 353/2026 for offenses U/s 126(2), 115(2), 303(2), 109(1), 351, 352, 3(5) of BNS. The case of prosecution in brief is that the prosecution case, in brief, is that on 09.04.2026 at about 5:00 PM, the complainant was returning to her village after seeing her daughter when, near Jyoti Durga Temple, the accused persons, namely Shiv Shankar Prasad, Nitish Kumar @ Madhusudan, Pooja Kumari, Mamta Kumari, Pratibha Devi, Ravindra Prasad and Shyam Dev Prasad, allegedly formed an unlawful assembly and started abusing her. Thereafter, they allegedly assaulted the complainant with lathi and danda, causing injuries, including a head injury. When the complainant's husband Ravishankar Prasad intervened to rescue her, he was also assaulted. During the occurrence, Pooja Kumari allegedly snatched the complainant's gold chain. The injured were taken for medical treatment. As no action was allegedly taken by the local police despite information and a subsequent complaint to the Senior Superintendent of Police, the complainant filed the present complaint before the Court seeking legal action against the accused persons.

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 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 bail.

Heard both sides. The case diary has been called for and is received. Perused the case record and the case diary. The petitioner and informant belongs to same family. The witnesses in

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para 6 and 7 have stated that the incident took place due to land dispute between the parties. No injury report is yet obtained in the investigation. Para 31 of the case diary shows that the petitioners have no criminal antecedents.

Considering the above facts, circumstances and nature of the case this court is inclined to enlarge the accused petitioners 1. Shiv Shankar Prasad 2. Nitish Kumar @ Masudan Prasad 3. Puja Kumari 4. Amerita Kumari 5. Nitu Kumari, 6. Pramila Devi 7. Ravindra Prasad 8. Shyamdeo Prasad 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