

Court of Additional Sessions Judge -II Masaurhi , Patna

Anticipatory Bail Petition No.285/2026

Dhanarua P.S Case No:- 387/2026

Dated: 13.08.2026

Ramnath Prasad @ Gorakh Prasad & Ors.....

Applicants

Vs

State of Bihar.....

Opposite Party

Anticipatory Bail Petition has been filed on the behalf of Accused Applicants 1. Ramnath Prasad @ Gorakh Prasad 2. Dharmendra Kumar 3. Mamta Devi 4. Saraswatiya Devi @ Sumitra Devi along with fresh power by Ld. Counsel for the petitioners Sri Rupesh 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:- 387/2026 for offenses U/s 115(2), 126(2), 118(1), 118(2), 109, 303(2), 308, 74, 76, 3(5) of BNS. The case of prosecution in brief is that on 21.05.2026 at about 8:00 PM, due to a previous dispute, the accused persons allegedly came to the informant's house, abused and assaulted him and his family members with iron rod, lathi and brick. It is alleged that the accused caused injuries to the informant and his son, snatched ₹1,000/- and a gold locket, damaged household articles and also resorted to firing from a pistol, creating panic in the locality. Accused Dharmendra Kumar took out pistol from his waist and fired in the air. Saraswatiya Devi @ Sumitra Devi hit with brick to wife of the informant. Ramnath Prasad stripped her naked. The accused persons allegedly threatened the informant and his family with dire consequences. The injured were taken for medical treatment, and the informant thereafter approached the court seeking appropriate legal action.

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. There is direct allegation of assault against the accused petitioner Dharmendra kumar and causing grievous injury to the injured Mukesh Kumar. Injury report of injured Vimal Prasad and Mukesh Kumar is on record. The witnesses in the case diary para 7, 8 have supported the allegation against the petitioner Dharmendra Kumar regarding

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causing injury by him. Therefore, I am not inclined to enlarge the petitioner Dharmendra Kumar is on anticipatory bail. Accordingly, the prayer of anticipatory bail of petitioner Dharmendra Kumar is rejected.

As regards the rest three petitioners, the petitioner Ramnath Prasad @ Gorakh Prasad is himself injured in the occurrence. The petitioner Mamta Devi and Saraswatiya Devi @ Sumitra Devi are ladies. Allegation of causing grievous injury is not against this petitioners. Therefore, this court is of the view that the petitioner Ramnath Prasad @ Gorakh Prasad, Mamta Devi @ Saraswatiya Devi @ Sumitra Devi are entitled for anticipatory bail.

Considering the above facts, circumstances and nature of the case this court is inclined to enlarge the accused petitioners 1. Ramnath Prasad @ Gorakh Prasad 3. Mamta Devi 4. Sarsawatiya Devi @ Sumitra Devi 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