

Court of Additional Sessions Judge -II Masaurhi , Patna

Anticipatory Bail Petition No.356/2026

Masaurhi P.S Case- 461/2026

Dated: 02.09.2026

Dharmendra Kumar & Ors.....

Applicant

Vs

State of Bihar.....

Opposite Party

Anticipatory Bail Petition has been filed on the behalf of Accused Applicants 1 Dharmendra Kumar 2. Sunny Kumar along with fresh power by Ld. Counsel for the petitioners Shri Rupesh Kumar. Copy of the petition is serve on Ld. APP for the state.

The above name accused petitioners are named in Masaurhi P.S Case- 461/2026 for offenses U/S 326, 324(4), 303(2), 3(5) of BNS. The case of prosecution in brief is that on 05.06.2026 at about midnight, the informant Sumit Kumar, resident of village Rewa, P.S. Masaurhi, District Patna, stated that Golu Kumar, Dharmendra Kumar, Sani Kumar and one unknown person came to his house and thereafter went towards the cabin. They set fire to the three-storeyed cabin containing agricultural implements and irrigation pipes and also took away valuable articles. When the informant and others reached the spot, Golu Kumar allegedly fired at them with a country-made pistol with an intention to kill, but the bullet missed. Out of fear, the informant returned home and at about 5:00 AM informed the police through Dial 112. On reaching the spot, he found the cabin and articles completely burnt, causing an estimated loss of about ₹2 lakh. The informant alleged that the accused persons were involved in theft and other criminal activities and requested legal action.

Ld. Counsel for the Petitioners submits that the applicants have not previously filed any anticipatory or regular bail application before any 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 applicants are ready to file bail-bond to the satisfaction of the court. On the other hand Ld. APP for the state has opposed the prayer the bail.

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Heard both sides. Case Diary has been called for which is received. Perused the case record and case diary. Place of occurrence is not a place of human dwelling. Genesis of occurrence is not mentioned in the prosecution case. There is no specific allegation against the petitioners. Para 50 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. Dharmendra Kumar 2. Sunny Kumar 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 below 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 below.

Dictated and Corrected

Sd-

Sanjeev Kumar-I

Additional Sessions Judge-II

Masaurhi, Patna