

In the court of Mahesh Kumar, District & Additional Sessions Judge-1st, Sheohar
A.B.P. Case No. 161/2026
Tariyani P.S. Case No. 86/2026
Ginish Rai & Anrs Vs. State of Bihar

ORDER

24.04.2026

The anticipatory bail petition dated 06.04.2026 has been filed on behalf of the petitioners namely **1. Ginish Rai, 2. Ganesh Rai, 3. Biggu Kumar, 4. Sunil Rai, 5. Ravi Kumar, 6. Pappu Kumar and 7. Abhishek Kumar**, in connection with Tariyani P.S. Case No. 86/2026 registered for the offence u/s 329(3), 126(2), 115(2), 109(1), 352, 351(2), 3(5) of B.N.S. the same has been put today for the order.

The prosecution story in brief is that on 03.03.2026 at 06:00 PM the informant Ganesh Mahto gave an application and stated that he was returning home from Mushari Market then Ginish Rai, Ganesh Rai, Biggu Kumar, Sunil Rai, Ravi Kumar, Pappu Kumar and Abhishek Kumar all the accused persons assaulted him, causing a fracture in his right hand. It is further alleged that on 04.03.2026, all the accused persons also assaulted his nephew, Ranjan Kumar, leaving him seriously injured and throwing him outside the village. Ranjan Kumar was first taken to a Primary Health Center and later referred to Sadar Hospital, Sheohar, from where he was sent to Muzaffarpur for better treatment, where he is currently undergoing treatment. Additionally, on 06.03.2026, accused Biggu Kumar allegedly threatened the informant with a pistol, warning him of death if he filed the case. Accordingly, the F.I.R. has been instituted

The Learned counsel for the petitioners submitted that the petitioners are innocent and they have committed no offence whatsoever as alleged. The prosecution case as alleged is false, frivolous, baseless and concocted. The petitioners have no criminal antecedent and there is no specific allegation against the petitioners. The petitioners are respectable persons of the locality and sound sureties are ready to stand their bailors. It is,

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therefore, prayed that the petitioners should be allowed anticipatory bail.

The Ld. Special P.P. opposed the anticipatory bail application and stated that the petitioners are not innocent and they have committed the offence U/s 329(3), 126(2), 115(2), 109(1), 352, 351(2), 3(5) of B.N.S. Therefore, the anticipatory bail application of the petitioners / accused persons should be rejected.

Heard both the parties and perused the record.

After perusal of the F.I.R it is clear that the case has been instituted U/s 329(3), 126(2), 115(2), 109(1), 352, 351(2), 3(5) of B.N.S. From perusal of case record, it appears that the petitioners have no criminal antecedent and there is no specific allegation against the petitioners and 109(1) BNS. is super imposition. After lapse of long time C.A, C.D. and injury report has not been submitted by Ld. P.P.

Thus, considering the aforesaid facts and circumstances of the case this Court is inclined to admit the petitioners to anticipatory bail. It is therefore ordered that in the event of arrest or surrender before the trial court within four weeks from the date of this order the accused persons / petitioners namely, **1. Ginish Rai, 2. Ganesh Rai, 3. Biggu Kumar, 4. Sunil Rai, 5. Ravi Kumar, 6. Pappu Kumar and 7. Abhishek Kumar**, is directed to be released on bail after furnishing bail bond of Rs. 10,000 (Ten Thousands) with two sureties with condition that they will comply the conditions mentioned under section 482(2) of B.N.S.S.

(Dictated)

Mahesh Kumar

District & Additional Sessions Judge-1st,
Sheohar
24.04.2026