

**IN THE COURT OF ADDITIONAL SESSIONS JUDGE - IV
DISTRICT – SHEOHAR**

Present – Aditya Pandey, District & Additional Sessions Judge

Anticipatory Bail Petition (A.B.P.) No. 162 / 2026

(Arising out of Tariyani Chapra P.S. Case No. 21/2026

U/s.126(2), 115(2), 118(1), 109(1), 303(2) 352, 351(3) 351(2), 3(5) B.N.S.)

1. Sakal Rai, aged about 55 yrs
2. Nagendra Rai, aged about 40 yrs
3. Kaushal Rai, aged about 37 yrs
4. Rinku Kumari, aged about 20 yrs
5. Ganita Devi, aged about 36 yrs

.....Petitioners

Versus

State of Bihar.....Opposite Party

Appearance -

For the Petitioners : Sri Prabhat Kumar, Advocate

For the State : Sri Arshad Siddiqui, Addl. Public Prosecutor, Sheohar.

ORDER

04.05.2026

The learned advocates for the petitioners and the learned Additional Public Prosecutor have been heard at length. Perused the up to date copy of the case diary.

This petition for grant of anticipatory bail was filed on 06.04.2026 on behalf of above-named petitioners, who apprehend arrest in connection with Tariyani Chapra P.S. Case No. 21/2026 registered U/s. 126(2), 115(2), 118(1), 109(1), 303(2) 352, 351(3) 351(2), 3(5) B.N.S.

The prosecution's case in brief is that at about 9:00 A.M. on 17.03.2026 the informant's *pattidars* including the above-named petitioners were erecting a hutment on the land belonging to the informant's husband. It is alleged that when they stormed her house armed with lathi, *dabia* and pistol,

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04.05.2026 and belaboured the informant's *dewar* Ramsajiwan Rai with lathi and Nagendra Rai snatched a *hanumani* from his neck and hit on head with pistol's butt. It is further alleged that when the informant came out of the house, she was pulled down by her hairs, disrobed and her gold *mangalsutra* snatched. It is further alleged that the informant's husband was attacked with intent to kill by Rinku Devi with a *dabia* causing a cut over his left eye-brow. It is lastly alleged that the accused also forcibly entered the informant's house, beat up her *saas* and removed valuables.

It has been averred at the outset in para 2 of the petition that the petitioners have not moved any anticipatory bail petition before this Court or Hon'ble Patna High Court, and in para 3 that the petitioners have no criminal antecedent. The learned advocate for the petitioners has argued and submitted that the petitioners are innocent and falsely implicated in this case. As a matter of fact, the second named petitioner has also filed Tariyani Chapra P.S. Case No. 20/2026 for the same occurrence against the informant, who has instituted this case to put pressure on the petitioners. It is therefore, prayed that the petitioners may be granted privilege of anticipatory bail.

The learned Additional Public Prosecutor has opposed the bail petition.

Now, it transpires from perusal of record that the petitioners are named as accused in this case and the allegations have been supported by the informant and three other witnesses in their statement as recorded during the investigation. However, it appears that the allegations of theft and molestation has been negated in the evidence of independent witnesses. It also transpires from perusal of injury reports as recorded in para 104 of the case diary that the informant's husband and his mother has suffered minor injuries which are

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04.05.2026 simple in nature, and no injury report has been filed for the informant and her *dewar*. It has been pointed out that the allegations except under section 118(1), 109(1), 303(2) B.N.S. are bailable in nature, and that there is no sufficient material in support of the non-bailable offences.

In view of the above facts and circumstances, the petition for grant of anticipatory bail is hereby allowed. The petitioners are ordered to be enlarged on bail in the event of arrest/surrender within **two weeks** of receipt of this order upon furnishing bail bonds of **Rs.10,000** with **two sureties of like amount each** to the satisfaction of the learned trial Court, subject to **filing of undertaking in terms of section 482 (2) B.N.S.S.**

Let a copy of this order be sent to the learned trial Court for information and needful.

(Dictated & Corrected)

Sd/-

Addl. Sessions Judge, IV
Sheohar