

In the court of Ist Addl. Sessions Judge, Sheikhpura.
Presiding Officer: Sri Neeraj Kishore
Anticipatory Bail Petition No. 171/2026
Nawal Bind @ Bilayati Bind and Others Vs. State of Bihar

In the court of Ist Addl. Sessions Judge, Sheikhpura.
Presiding Officer: Sri Neeraj Kishore
Anticipatory Bail Petition No. 171/2026
Nawal Bind @ Bilayati Bind and others Vs. State of Bihar
Arising out of Kusumbha P.S Case No. 20/2026
U/s – 191(3), 190, 126(2), 115(2), 118(1), 109, 74, 303(2), 352, 351(2) of
BNS.

1. **Nawal Bind @ Bilayati Bind, aged about 46 years**
S/o Balchand Bind
2. **Balchand Bind, aged about 32 years**
S/o Dilo Bind
3. **Chamaklall Bind, aged about 19 years**
S/o Sadan Bind
4. **Rajiv Kumar, aged about 20 years**
S/o Bilayati Bind
5. **Manti Devi, aged about 61 years**
W/o Dilo Bind
6. **Santu Bind, aged about 35 years**
S/o Sadan Bind
7. **Puja Devi, aged about 29 years**
W/o Pawan Bind @ Balchand Bind
All R/o Vill. – Beldariya
P.S – Kushumbha
Dist.- Sheikhpura

..... **Petitioners**

Vs.

State of Bihar

..... **O.P**

Counsel for the petitioners ----- Sri Avadhesh Kumar Jha, Ld. Advocate
Counsel for the State ----- Sri. Shambhu Sharan Singh, Ld. Addl. P.P

ORDER

14.05.2026 Anticipatory Bail petition dated 19.03.2026, filed on behalf of the accused/petitioners 1. Nawal Bind @ Bilayati Bind, 2. Balchand Bind, 3. Chamaklall Bind, 4. Rajiv Kumar, 5. Manti Devi, 6. Santu Bind, and 7. Puja Devi who apprehend their arrest in connection

Kusumbha P.S Case No. 20/2026 Dated- 14.05.2026 Addl. S.J.Ist, Sheikhpura

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with Kusumbha P.S Case No. 20/2026, under Sections- 191(3), 190, 126(2), 115(2), 118(1), 109, 74, 303(2), 352, 351(2) of BNS pressed today.

Pressing the bail petition, learned counsel for the petitioners has submitted that no bail petition either regular or anticipatory has been filed on behalf of the petitioners either before this Sessions Division or before the Hon'ble High Court and the petitioners have no criminal antecedent. It has been further submitted that the petitioners are quite innocent and have committed no offence and have been falsely implicated in this case. It has been submitted that no occurrence as alleged ever took place and the petitioners have been falsely implicated. It has further been submitted that even if the prosecution case is considered true, there was no motive and intention of the petitioners to kill the informant. It has also been submitted that the injuries found on the person of the injured have been manipulated. Learned counsel has sought to enlarge the petitioners on the privilege of anticipatory bail.

On the other hand, learned Addl. P.P. has opposed the petition for bail.

Case diary has been received.

I have heard the submissions and gone through the materials available on the record, it transpires that no other bail petition of any nature is pending on behalf of the petitioners, either before this Sessions Division or before the Hon'ble High Court and petitioners have no criminal antecedent as revealed from Para 23 of the case diary. It transpires that the instant FIR has been instituted at the instance of informant Prahlad Bind alleging therein that on 23.02.2026 at about 08:30 PM, he was returning after meeting nature's call when accused Balchand Bind, Chamklal Bind, Avadhesh Bind, Babulal Bind, Bilayati Bind, Rajiv Kumar and Santu Bind armed with weapons surrounded him and abused him and on objection made by the informant at the instructions of accused Chamaklal Bind, accused Balchand Bind assaulted him by garrasa at his head causing head injury. On hulla, made by him when his wife Manju Devi, daughter-in-law Rinku Devi and sons Sinodh Kumar and Dhanpat Bind came to save him, accused Avadhesh Kumar assaulted his wife Manju Devi by iron rod at her head causing head injury and accused Babulal Bind assaulted his daughter-in-law Rinku Devi by khanti at her right hand and accused Bilayati Bind and Santu Bind assaulted his son Sinodh Bind by iron rod at his nose causing bleeding from the nose. It is alleged that in the meantime, accused Nitu Devi assaulted his grand-daughter Muskan Kumari by iron rod causing injury at her tooth and accused Aasha Devi snatched gold earrings from the ear of his wife Manju Devi. It is also alleged that accused Daya Devi and Puja Devi pushed his daughter-in-law Rinku Devi on the ground and snatched her gold earrings and locket. Accused Manti Devi and Jhalo Devi along with other accused threatened to kill the informant and his family members if the matter

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was reported to police. It is further allged that when the informant and his family members returend home after treatment, they found the household articles scattered and some articles were also looted. The accused also looted Rs. 75,900/- from the house.

Perusal of the case diary shows that the informant has supported his case in his restatement at Para 2 and the witnesses at Para 7 and 8 have also supported the prosecution case. The injury report of the injured informant Prahlad Bind shows a lacerated injury over right temporal bony surface area of size 2"x ½" x ¼", swelling at left infra orbital region and lacerated injury at left tragus of size ¼" x ¼". The NCCT brain shows minimally displaced fracture of bilateral nasal bone with associated soft tissue change and fracture of mandibular alveolar process of left canine tooth with associated soft tissue changes. The injury was found grievous in nature and caused within six hours. The injury report of Muskan Kumari shows bleeding from nose and swelling over scalp region measuring 1" x 1". The CT scan brain shows linear mildly displaced fracture of left nasal bone, subcutaneous soft tissue swelling involving upper lip region and bilateral frontal sinus aplasia. The injury was found grievous in nature and caused within six hours. The injury report of injured Rinku Devi shows multiple bruise on left arm, left hand measuring 3" x 2", painful swelling in left thigh, knee joint and abrasion over left leg measuring 3" x 1", cut lacerated wound at right leg measuring 3"x 2" x muscle deep and multiple abrasion on lower bone ear measuring 3"x 2". The injury was found simple in nature. The injury report of injured Dhanpat Kumar shows abrasion over left abdominal area of size ¼" x ¼". The injury was found simple in nature. The injury report of injured Manju Devi shows lacerated injury over high parietal region of size 4" x ½" x ¼". The injury was found simple in nature. The injury report of injured Juli Kumari shows painful tender swelling in left shoulder joint, left arm and left elbow joint, abrasion at right hand and pain in both thigh. The injury was found simple in nature. The injury report of injured Simran Kumari shows lacerated injury at left leg at shin of tibia of size ½" x ¼". The injury was found simple in nature and the injury report of injured Sunodh Kumar shows lacerated injury over occipital area of size 1"x ½" x ¼" and lacerated injury over nose bridge of size 1" x ¼". The injury was found simple in nature. From the FIR itself it appears that the allegation of assault is on the petitioners who formed an unlawful assembly and armed with weapons assaulted the informant and his family members which fact is fully substantiated with the injury report of the injured. As per the FIR the occurrence took place at 08:30 PM on 23.02.2026 and all the injured received treatment between 09:15 to 10:00 PM which shows that the just after the occurrence the injured went to hospital for treatment. It appears that the petitioners are the main assailants and there is specific allegation of commission of overt act against the petitioners. Some of the injuries of the injured have been found grievous in nature. The FIR has been

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lodged u/s 191(3), 190, 126(2), 115(2), 118(1), 109, 74, 303(2), 352, 351(2) of BNS and from the injuries found on the person of injured prima facie the commission of offence u/s 109 BNS appears to be made out. The case is still at the stage of investigation and the tempering of evidences and witnesses at the hands of petitioners cannot be ruled out, if the petitioners are released on bail.

Under these circumstances considering the nature of offence and its gravity as well as the injury report of the seven injured, I do not deem it fit and proper to enlarge the petitioners 1. Nawal Bind @ Bilayati Bind, 2. Balchand Bind, 3. Chamaklall Bind, 4. Rajiv Kumar, 5. Manti Devi, 6. Santu Bind, and 7. Puja Devi on the privilege of anticipatory bail.

Consequently, the instant anticipatory bail petition dated 19.03.2026 stands **Rejected**.

Let a copy of this order be transmitted to the Id. Trial Court forthwith.

Dictated

(Neeraj Kishore)
Addl. Sessions Judge- 1st
Sheikhpura

Date of Judgment /Order	14.05.2026
Date of Reserving Judgment/Order	14.05.2026
Uploading date	14.05.2026
Uploaded by	Md. Reyazul Haque