

In the Court of Sri Santosh Kumar Tiwary
Principal District & Sessions Judge, Sheikhpura.
A.B.P. No:- 360/2026
State of Bihar vs Manish Kumar.

Manish Kumar, Aged about 21 years
 S/o Uday Yadav
 R/o Village – Bihta, P.S - Hathiyawan
 District – Sheikhpura.....Petitioner.

Vs.

The State of Bihar.....Opposite Party.

For the Petitioner :- Sri Banarsi Pd. Yadav, Ld. Advocate.

For the O. P. (State) :- Sri Uday Narayan Sinha, Ld. P. P.

ORDER

09.07.2026 Anticipatory bail petition has been filed on behalf of accused petitioner Manish Kumar apprehending arrest in connection with Hathiyawan P.S. Case No. 48/2025. The present case has been registered against the accused petitioner and others for committing the offence U/s. 191(2), 190, 126(2), 115(2), 109, 118(2), 352, 351(3) of B.N.S. The present petitioner is also named in the FIR with the allegation that he has committed the alleged offence. Hence, he has moved this anticipatory bail petition U/s. 482 of B.N.S.S.-2023. Trial Court record has been received.

As per written report of informant S. Kumar, prosecution story in brief is that on 19.08.2025, the informant's brother Rajiv Bind was returning home by bus from Barbigha after campaigning for the V.I.P Party. At around 6:30 P.M., informant received a call informing him that some miscreants had boarded the bus near Bihta village and assaulted Rajiv Bind, due to which Rajiv Bind became injured. Upon receiving the information, the informant immediately rushed to the spot and found his brother Rajiv Bind lying on the road. When the informant questioned his brother, his brother revealed that accused persons namely Manish Kumar, Dheeraj Kumar, Chandan Kumar, Raushan Kumar @ Ranga Bhai, Kara Yadav, Gaurav Kumar, and Samrat entered the bus and began abusing him. On protest, accused persons assaulted the informant's brother, and accused petitioners Raushan Kumar @ Ranga Bhai and Samrat threw Rajiv Bind off the bus, causing serious injuries. The informant admitted his brother to Sheikhpura Sadar Hospital, from where the doctor referred him to Pawapuri Hospital. It is further alleged that the accused Amirakh Yadav was also pushing the complainant's brother off the bus.

Learned Advocate for the accused petitioner has submitted that accused petitioner is quite innocent and has not committed any offence, rather he has been falsely

Cont...

In the Court of Sri Santosh Kumar Tiwary
Principal District & Sessions Judge, Sheikhpura.
A.B.P. No:- 360/2026
State of Bihar vs Manish Kumar.

Cont...

09.07.2026 implicated in this case due to political rivalry. Earlier, the accused petitioner had not filed any bail petition before this Court or before Hon'ble High Court, Patna. The accused petitioner has no criminal antecedent. The alleged sections are not applicable against the petitioner. The petitioner is a resident of Bihata, and informant resides in another village, so informant did not know the petitioner, but the name of this petitioner is falsely implicated in this case. Co-accused have been granted anticipatory bail by this Court vide A.B.P. No. 576/2025 dated 19.11.2025. The petitioner is ready to obey each and every direction of this Court.

Ld. P.P. opposed the prayer for bail petition of accused petitioner and has submitted that accused petitioner is involved in the alleged offence.

Heard Ld. Advocate for the accused petitioner as well as Ld. Public Prosecutor and perused the record. From perusal of case record, it transpires that the injury report has not been annexed with the case diary. From perusal of record, it appears that there is previous enmity between both the parties due to political rivalry. There is no specific allegation of assault against the accused petitioner; rather, the allegation is that the accused used abusive language towards the informant's brother Rajiv Bind. The allegation of assault is against the co-accused Raushan Kumar @ Ranga Bhai and Samrat that they threw the victim Rajiv Bind off the bus, causing serious injuries. It is pertinent to mention here that from perusal of trial Court record, it appears that the Hon'ble Patna High Court has granted anticipatory bail to co-accused Raushan Kumar @ Ranga Bhai and Samrat vide Cr. Misc. No. 2816/2026 dated 01.04.2026. Further, three co-accused have also been granted anticipatory bail by this Court vide A.B.P. No. 576/2025 dated 19.11.2025, having no specific allegation of assault. It is pertinent to note here that the case of the present petitioner stands on the same footing, as there is no specific allegation of physical assault against him, likewise, there were no specific allegation of physical assault against the three co-accused to whom this Court has granted anticipatory bail vide A.B.P. No. 576/2025 dated 19.11.2025. Furthermore, a perusal of the anticipatory bail order passed by the Patna High Court on 01.04.2026 in Cr. Misc. No. 2816/2026 reveals a mention of the injuries; as per the opinion of the doctor, the injury sustained by both the victims have been found to be simple in nature. Further, as per Para 3 of anticipatory bail petition, the accused petitioner has no criminal

Cont...

In the Court of Sri Santosh Kumar Tiwary
Principal District & Sessions Judge, Sheikhpura.
A.B.P. No:- 360/2026
State of Bihar vs Manish Kumar.

Cont...

09.07.2026 antecedent and there is no mention about the criminal history of the accused petitioner in the case diary also. Considering the above facts and circumstances, the present anticipatory bail petition of accused petitioner Manish Kumar is hereby allowed and in the event of arrest or surrender within 15 days from today, accused petitioner Manish Kumar be enlarged on anticipatory bail U/s. 482(2) of B.N.S.S.-2023 on furnishing bail bond of Rs. 10,000/- with two sureties of like amount each to the satisfaction of Ld. Trial Court, subject to the condition that –

- 1. One of the sureties shall be close relative of accused petitioner.**
- 2. Accused petitioner shall fully cooperate in the investigation and shall appear before the I.O. as and when required.**
- 3. Accused petitioner shall appear before the Ld. Trial Court on each and every dates till framing of the charge.**
- 4. Accused petitioner shall provide his mobile number and Whats App number in writing to the Ld. Trial Court at the time of furnishing bail bond, and shall also undertake not to change his mobile number until the trial is concluded without the permission of the Ld. Trial Court.**

Dictated

Principal District & Sessions Judge
 Sheikhpura.
 09.07.2026

Date of Judgment / order	09.07.2026
Date of Reserving Judgment / order	N/A
Uploading Date	10.07.2026
Uploaded by	Md. Fazal Ahmed (Stenographer)