

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE,
SITAMARHI.

Dated, Sitamarhi, the 14th April, 2026.

Sitamarhi.

A.B.P No. 424/26

Present:- Akhilesh Kumar Jha, Principal District & Sessions Judge,

In the matter of :-

**Uday Kumar, S/o- Late Ram Hulas Sah and others, R /o Bhittha Baazar, P.S-
Bhittha, Distt.**

Sitamarhi.....Petitioners.

V/S

State of Bihar.....Opposite Party.

Appearance:

For the petitioners:- Sri Vimal Kumar Shukla, Advocate.

For the State:- Sri Prafulla Kumar Jha, I/C P.P.

For the Informant:- Sri Rambabu Rai, Advocate

Date of order or proceeding.	Order with the signature of the court.	Office action taken with date.
14.05.2026.	This anticipatory bail petition has been filed on behalf of the petitioners namely, 1. Uday Kumar, 2. Anu Kumari, 3. Seeta Devi Prasad @ Sita Devi and 4. Satish Kumar who are apprehending their arrest in connection with Bhittha P.S. Case No. 30/2026 registered u/s: 126(2), 115(2), 118(1) 109,76, 303(2), 352, 351(2), 3(5) of BNS. 2. Heard the learned counsel for the petitioners and the learned I/C PP for the State. 3. It is submitted by the learned counsel for the petitioner that the petitioners are innocent and they have been falsely implicated in this case. Further submitted that there is previous land dispute between the parties and there is case and counter case between them. The petitioner no. 2 has filed counter case ① Sitamarhi P.S. 39/2026 against the informant of this	

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case and others. Both the parties are patidars. Further submitted that the allegation against petitioners are completely false and manipulated and on the basis of exaggerated versions false FIR has been registered. On these grounds, the learned counsel prayed for grant of anticipatory bail to the petitioners.

4. On the other hand, the learned I/C PP and learned counsel for the informant opposed the prayer for anticipatory bail of the petitioners and submitted that in this case, the petitioners and other accused persons badly assaulted the informant, informant's husband and her children and they also took away Rs. 5,00,000/- which was kept for marriage of informant's daughter. Further submitted that the marriage of informant's daughter was also solemnized in injured conditions.

5. The prosecution case, in short, as per written application of the informant namely, Sunita Devi is that on 20.03.2026 at about 05:00 A.M., Uday Kumar, Anu Kumari, Sita Devi, Amresh Kumar, Satish Kumar and four to five unknown persons came to the door of informant and due to previous land dispute, they started abusing her. When informant protested, Uday Kumar caught hold of her hair and slammed her on the ground. Satish Kumar tried to tear her saree and blouse, with bad intentions. When informant's husband

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and children came for her rescue, then above named persons also assaulted them. Amresh Kumar injured her husband's head with danda and also assaulted informant's son and daughter. Sita Devi Prasad @ Sita Devi assaulted informant with stick, as a result of which, her hand got fractured and she sustained head injury. Uday Kumar Took away Rs. 5,00,000/- which were kept for informant's daughter marriage.

6. Perusal of record shows in FIR there is allegation against petitioner no. 4 that he tore the cloths of informant with bad intention. But in para 10 and 31 of the case diary- witnesses have not supported the said allegation levelled against the petitioner no. 4. As per injury report of injured the injuries of Vijay Prasad informant's husband and informant Sunita Devi are simple in nature. As per injury report of Vijay Prasad, doctor has opined that injury may be caused by hard and rough substance and injury of Sunita Devi may be caused by hard and blunt substance.

7. Considering the aforesaid facts & circumstances of the case, case and counter case between the parties, land dispute between them and injuries sustained by injured in the case are simple in nature, prayer for anticipatory bail of the petitioners are allowed and in the event of their arrest or surrender within a period of four weeks from today, they shall

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be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Magistrate where the case is presently pending subject to the conditions as laid down u/s: 482(2) of the BNSS.

(Dictated)



(Akhilesh Kumar Jha)

Principal Sessions Judge,

Sitamarhi.

14.05.2026

Date of Judgment /Order	14.05.2026.
Date of Reserving Judgment/Order	14.05.2026
Uploading Date	15/5/2026
Uploaded by	Purnanjan Kumar