

In the Court of Sessions Judge, Supaul
A.B.A.-508/2026
(Arising out of Raghapur PS Case No:-229/2025)

<u>15/04/2026</u>	1. Md. Riyaj @ Munna, S/o- Md. Bechan; 2. Bibi Maitun, W/o- Mohammad Halim, both R/o- Satkodariya, Ward No.04, PS- Raghapur, District- Supaul; Accused/Petitioners Vs. State of Bihar.O.P. Ld. Counsel for petitioners Sri. Sada Nand Das, Advocate. Ld. PP Sri. J.N.Pandey, for the State. By this order we are going to dispose off the anticipatory bail application filed on behalf of accused/ petitioners, namely 1. Md. Riyaj @ Munna and 2. Bibi Maitun, who are apprehending their arrest in connection with Raghapur PS case No.229/25, u/s- 334(1), 303(2), 3(5) of BNS. Ld. counsel for the accused/ petitioners argued that accused/ petitioners are quite innocent and have committed no crime and they have falsely been implicated in this case due to dirty village politics. He further submitted that both the accused/ petitioners have not involved in any other case and having the clean antecedent. He further submitted that the offence as alleged in FIR, is not applicable against the accused/ petitioners. It is also submitted that accused/ petitioners are ready to abide by the provisions of section 482 of B.N.S.S, so they may be admitted to the anticipatory bail. Ld. PP for the State strongly opposed the anticipatory bail application. In brief, the prosecution story is that on dated 18.06.2025 at about 11:00 P.M., the informant after taking the meal, gone to sleep and in the night 5 gas cylinder out them 3 empty and 2 are filled with LPG Gas was stolen. On the next morning, it was came to the knowledge of the informant that accused Ajimuddin, Bibi Amina, Md. Riyaj @ Bhulla and Bibi Maitun have stolen the Gas Cylinder from his house. Thereafter, the informant informed the police on 112. After that the police arrived and from the house of accused Bibi Maitun 2 Gas Cylinder and from the house of accused Md. Riyaj one Gas Cylinder and 2 Gas Cylinder from the back side of the house of accused Md. Riyaj was recovered. The police and the villagers have deposited the Gas Cylinder in a Gas Agency at Raghapur. The informant further alleged that accused Md. Ajimuddin has ran away from the place of occurrence and the accused persons have threatened the informant and her family members. Argument heard from both sides and perused the record as well as case diary. On perusal of the case diary, it transpires that the police has also recorded the statement of the witnesses namely H.C Suresh Gupta, Sikendra Mandal(Vendor),	Contd.
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<u>Contd.</u> <u>15/04/2026</u>	Laltu Yadav and Dev Narayan Choudhary, Proprietor of Indane Gas Agency and all these witnesses have supported the contention of the informant. As per the statement of H.C Suresh Gupta, the Gas Cylinder was recovered from the house of Bibi Maitun and Md. Riyaj and the recovered Gas Cylinder was duly recognized by the Proprietor of Indane Gas Agency namely Dev Narayan Choudhary. The allegation against the accused/ petitioners are very serious in nature that the stolen Gas Cylinder was recovered from their house. The custodial interrogation of accused/ petitioners is also required. Hence, I find that both the accused/ petitioners are not entitled to get the benefit of anticipatory bail. As such, the prayer of the anticipatory bail, on behalf of both accused/ petitioners namely 1. Md. Riyaj @ Munna and 2. Bibi Maitun, is hereby, Rejected. Dictated -Sd- (Anant Singh) Sessions Judge, Supaul	
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