

In the Court of Sessions Judge, Supaul
A.B.A.-1784/2025
(Arising out of Ratanpura PS Case No:-78/2024)

	1. Sanaullah Ansari, S/o- late Md. Abdul Salam; R/o- Parwaha, Ward No.06, PS- Balua Bazar, District- Supaul; 2. Shamshad @ Kaila, S/o- Sanaullah Ansari; R/o- Kamalpur, Ward No.9, PS- Balua Bazar, District- Supaul;Accused/Petitioners Vs. State of Bihar.O.P.	
<u>20/05/2026</u>	Ld. Counsel for petitioners Shri. N.N.Thakur, Advocate. Ld. APP Sri. Amar Kumar Das, for the State. By this order we are going to dispose off the anticipatory bail application filed on behalf of accused/ petitioners, namely 1. Sanaullah Ansari and 2. Shamshad @ Kaila, who are apprehending their arrest in connection with Ratanpura PS Case No.:-78/2024, u/s- 191(2), 190, 126(2), 115(2), 118(1), 74, 303(2), 308(2), 308(5) of B.N.S. 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 and land dispute. He further submitted that accused/ petitioners have also involved in three other criminal cases. 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. APP for the State strongly opposed the anticipatory bail application. In brief, the prosecution story is that on dated 25.11.2024, a written application was given by the informant namely Haribansh Yadav to the police of PS Ratanpura, stating therein that his father has purchased the agricultural land bearing Khata No.22, Khesra No.977, 735, area 14 katha, 12 dhoor and the same was in his physical possession and Jamabandi was also prepared on his name. The informant further alleged that 24.11.2024 5 accused persons named in FIR including these two accused/ petitioners along with 15 other unknown persons gathered there with deadly weapon and forcibly took away the harvested crops. When the informant objected then accused Jafarulla Ansari instigated the other accused persons and dragged the informant on the ground and assaulted him by kick and fist. When the wife of the informant, his son and daughter tried to save him then accused Kaila Ansari along with other other accused persons also assaulted the wife and daughter of the informant and accused Dilshad Ansari also snatched the silver chain and cash of Rs.18,000/- from the informant. The informant further alleged that the accused	Contd.

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<u>Contd.</u> <u>20/05/2026</u>	Jafarulla Ansari assaulted the informant on his head and also threatened him to forget this land and demanded the <i>Rangadari</i>. Argument heard from both sides and perused the record as well as case diary. On going through the case diary, it transpires that the police has also recorded the statement of the witnessed namely Bharosi Mandal, Pawan Mandal and Mahanand Yadav and they have duly supported the prosecution case. As per the statement of the independent witnesses namely Md. Afroz Alam and Md. Sabir, the quarrel took place between both the parties and both sides sustained injuries. As per para No.21 of the case diary, the injureds persons have not received any major injury and they have taken the medicines from a local shop. As per para No.76 of the case diary, the accused/ petitioner No.2 Shamshad @ Kaila is also involved in three more criminal cases bearing Balua Bazar PS Case No.145/20, Balua Bazar PS Case No.260/20 and Balua Bazar PS Case No.282/24, but none of the injured has sustained any major injury and as per para No.21 of the case diary they have taken the medicines from a local shop. Hence, keeping in mind the nature of allegation and other surrounding circumstances, I find that both the accused/ petitioners are entitled to get the benefit of anticipatory bail. Therefore, the prayer for anticipatory bail of both the accused/ petitioners stands Allowed and in the event of their arrest or surrender before the court within 15 days from the date of receipt of a copy of this order, they are directed to be released on furnishing bail bonds of Rs.20,000/- each with two sureties of like amount each to the satisfaction of Learned Court below with condition that they shall abide by all the conditions laid down in section 482 of B.N.S.S and one of the bailor must be family member or close relative. Dictated -Sd- (Anant Singh) Sessions Judge, Supaul	
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