

IN THE COURT OF DISTRICT AND ADDITIONAL SESSIONS JUDGE-X,

SIWAN

A.B.P NO-1043/2026

Guthani P.S. Case No- 128 of 2026

Amarjit Gond & Ors. Vs. The State of Bihar

Present: For the petitioners- Sri Anupam Rahul Raj, Id.Advocate.

For the State of Bihar- Sri Satyadev Baitha, Id. APP.

Present- Ravindra Kumar Ray,

District and Additional Sessions Judge-X, Siwan.

Order

03.07.2026

This anticipatory bail petition has been filed on behalf of the petitioners namely **(1) Amarjit Gond, (2) Shrawan Gond, (3) Mari Gond** and **(4) Nitish Gond** who are apprehending their arrest in connection with **Guthani P.S. Case No.- 128/2026** registered u/s 126(2), 115(2), 118(1), 118(2), 117(2), 352, 351(2) of B.N.S. Heard both the side on bail petition.

The Ld. Counsel appearing on behalf of the petitioners has submitted that no other bail application except this is pending before any other court and it is further submitted that the petitioners are innocent and have not committed any offence and they have falsely been implicated in this case with ulterior motive. It is further submitted that the petitioners have no criminal history and the petitioners are quite innocent and they have committed no offence and all the sections applied in this case are bailable in nature except u/s 118(1), 118(2) of BNS. It is further stated that this case has been compromised between both the parties and there is no chance of absconding or tampering with the prosecution evidence and they are ready to furnish the bail bonds. Accordingly, the Id. Counsel has prayed to enlarge the petitioners on bail.

On the other hand, the Ld. APP for the State has vehemently opposed the prayer of bail and has submitted that there is sufficient material available in the case

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diary to support the allegations against the petitioners. Accordingly, it has been prayed that the bail petition filed on behalf of the petitioners may be rejected.

Heard both the side and perused the case record. From perusal of case record, it appears that in this case the F.I.R. has been lodged in connection with **Guthani P.S. Case No.-128/2026** registered u/s 126(2), 115(2), 118(1), 118(2), 117(2), 352, 351(2) of B.N.S. The prosecution story in brief as per F.I.R. is that the informant alleges that on 04.04.2026 at about 04:00 PM, while constructing his new house, his co-sharer Vishal Gond, Nagendra Gond, Nitish Gond, Sanjay Gond, Mani Gond, Amarjeet Gond, Shravan Gond armed with lathi, danda, iron rods, swords and axes came there with common intention and they started breaking the bamboo supports which was being used for the centering work, when the informant objected, they started abusing him. Due to hue and cry his wife and his younger brother Mahendera Gond arrived there. The accused persons came with the intention to kill him and his brother. The accused persons attacked them with the intention to kill, Vishal Gond struck his brother Mahendra Gond on the head with a sharp axe and he again attacked him but his brother tried to save himself, one of his ear was cut off, caused heavy bleeding his brother collapsed unconscious. Thereafter all the accused persons assaulted him with lathi and danda. When the informant rushed to save his brother they assaulted him and his wife and they pulled his wife's saree, and her saree was torn and they also outraged the modesty of informant's wife and her gold chain was snatched and the accused persons also threatened them to kill. Due to hue and cry nearby villagers arrived and intervened and saved their lives. The injured was taken to Primary Healthcare Centre, Guthani, then referred to Sadar Hospital, Siwan and later to Gorakhpur for better treatment due to serious condition of Mahendra Gond.

From perusal of case record it appears that the petitioners are named accused persons in FIR. It further appears that there is general and omnibus allegation against the petitioners and there is no allegation against the petitioners to assault on any vital part of the injured. The injured Mahendra Gond appeared before the court and he

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stated that he has compromised the case with accused persons. Petitioners carry no criminal antecedents.

Therefore, considering the aforesaid facts and circumstances, I am inclined to grant the privilege of anticipatory bail to the petitioners namely **(1) Amarjit Gond, (2) Shrawan Gond, (3) Mari Gond and (4) Nitish Gond**. Accordingly, the anticipatory bail petition filed on behalf of the petitioners namely **(1) Amarjit Gond, (2) Shrawan Gond, (3) Mari Gond and (4) Nitish Gond** is hereby **allowed** and it is directed that in the event of their arrest or surrender before the Id. Trial Court within 30 days from the date of receipt of this order, the petitioners will be released on anticipatory bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of the Id. trial court subject to the condition as laid down under section 482(2) of the BNSS.

Dictated

(Ravindra Kumar Ray)
D.A.S.J.-X,
Siwan.
Dated-03.07.2026

Date of Order	03.07.2026
Date of Reserving Order	NIL
Uploading Date	04.07.2026
Uploaded By	Ankit