

In the Court of Sessions Judge, Vaishali
A.B.P. No. 562/2026

1. Ratnesh Rai @ Akhilesh Kumar, aged about 33 years, S/o Baiju Rai,
2. Sunil Rai @ Sunil Kumar, aged about 41 years S/o Late Shankar Rai,
3. Raj Bindra Rai @ Raj Bindra Kumar, aged about 41 years S/o Baidhnath Rai,
4. Raghu Bindra Rai @ Raghu Bindra Kumar, aged about 34 years S/o Baidhnath Rai,
5. Ravi Ranjan Rai @ Ravi Ranjan Kumar, aged about 40 years S/o Nandlal Rai,
6. Satish Rai @ Satish Kumar, aged about 35 years S/o Ram Prasad Rai,
7. Ganesh Rai @ Ganesh Kumar, aged about 51 years S/o Baiju Rai,
8. Dharmendra Rai @ Dharmendra Kumar, aged about 43 years S/o Baithnath Rai,
9. Upendra Rai @ Upendra Kumar, aged about 51 years S/o Late Sankar Rai,
10. Devendra Rai @ Devendra Kumar, aged about 48 years S/o Late Shankar Rai,
11. Anil Rai @ Anil Kumar, aged about 41 years S/o Late Shankar Rai,

All are residents of village – Mahua Singh Rai, P.S. - Mahua, Distt. - Vaishali.

	-	Petitioners
Verses		
State of Bihar	-	O.P.

Appearance :-

Learned counsel for the petitioners :- Sri Ram Nath Sharma, advocate.

Learned P.P. for the State : - Sri Shyam Babu Rai,

Present : Harshit Singh,
Sessions Judge, Vaishali.

Date of order : 16th. April 2026

Heard the learned defence counsel as well as learned Public Prosecutor on the anticipatory bail application filed on behalf of the above named accused petitioners under section 482 of B.N.S.S. who are apprehending their arrest in connection with Mahua P.S. Case No. 56/2026 registered u/ss. 126(2), 115(2), 109, 308(3), 303(2), 352, 351(2) & 3(5) of B.N.S.

It is stated in Para 2 of the anticipatory bail petition that no bail application either anticipatory or regular has been filed in the present case either before this court of Sessions or before the Hon'ble High Court, Patna.

The prosecution case in brief, as per written report of the informant Alok Kumar is that on 29.01.2026 at about 11 A.M. when he was getting construction work of his newly house done, the accused petitioners as named in the

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F.I.R. and others came and started abusing and demanded Rs.20 Lakhs as rangadari. When the informant refused to give the money, accused Ganesh Rai assaulted with country made Katta on his head causing head injury and he fell down. Accused Dharmendra Kumar Upendra Rai assaulted on his back by iron pipe. On the order of Ravirajan Kumar, accused Anil Rai and Sunil Rai started pressing his neck by wrapping Gamchha. It is further alleged that Ratnesh Rai told to loot his gold chain from his neck, on which Satish Rai snatched Rs.50,000/- from his pocket. When the villagers assembled, they fled away giving threat to kill.

Learned counsel for the petitioners submits that the petitioners are innocent and have committed no offence. No occurrence as alleged took place. They have been falsely implicated in this case. This case is counter blast of Mahua P.S. Case No. 61/2026. There is land dispute between the parties and a Partition Suit No. 52/2026 is pending between them. Petitioners no.1 to 6 have no criminal antecedent but petitioner no.7 & 8 namely Ganesh Rai and Dharmendra Rai have criminal antecedent of one other case i.e. Mahua P.S. Case No. 834/2024 and Petitioner 9, 10 & 11 namely Upendra Kumar, Devendra Kumar and Anil Rai have criminal antecedent of one other case i.e. Mahua P.S. Case No. 278/2003. Hence, prayer has been made for anticipatory bail.

Learned Public prosecutor opposed the prayer for anticipatory bail.

Heard the parties and also perused the record and the case diary. From perusal of the record and case diary, it appears that there is allegation against the petitioners to assault the informant. There is land dispute between the parties. Para 15 of the case diary shows that preventive action has been taken against both the parties u/s 126 of B.N.S.S.. Para 27 of the case diary shows that injured Alok Rai has sustained :-

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A swelling on right side of forehead (2.5 cm. X 2.5 cm.)

A Abrasion on right Pinna (0.8 cm x 0.2 cm)

Para 28 of the case diary shows that the said injuries are simple in nature caused by hard and blunt object.

Para 38 of the case diary shows that injured Mishrilal Rai has stated that he was not treated in Govt. Hospital. He has sustained minor injury and he has taken medicine from the medicine shop.

From the annexures annexed with the case diary, it also transpires that a proceeding u/s 163 and 164 B.N.S.S. has been initiated between the parties due to land dispute vide Case No. 08/2026 and Case No. 326/2024 by the court of learned S.D.M. Mahua.

Therefore, considering the aforesaid facts and circumstances of the case as well as nature of the allegations, the prayer for anticipatory bail of the above named accused petitioners is hereby allowed and it is ordered that in the event of arrest or surrender, they will be enlarged on anticipatory bail, on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of the learned court below within four weeks of this order, subject to the conditions as laid down under section 482(2) of the Bhartiya Nagrik Suraksha Sanhita 2023 with further conditions that :-

- (i) The applicant will not indulge in any kind of such offence and shall appear and report to S.H.O. of concern police station on first week of the every month for a period of one year regarding his activity
- (ii) The applicant will not delay the disposal of trial in any manner whatsoever and will remain physically present for framing of charge and at the stage of recording of statement under section 351 of B.N.S.S.

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- (iii) The applicant would not repeat similar type of offence in future.

In case of breach of any of the aforesaid conditions, learned Court concern will be at liberty to cancel the bail and send the petitioners to prison.

Before accepting the bail bonds of the petitioners, the learned Trial Court is requested to ensure that a copy of this order be sent to the S.H.O. of concern P.S. with direction that, the concern S.H.O. will inform the learned Court if the petitioners fail to appear before him in any month as specified in aforesaid condition.

(Dictated)

(Harshit Singh)
Sessions Judge, Vaishali

Date of Order	16.04.2026
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