

In the Court of Sessions Judge, Vaishali
A.B.P. No. 589/2026

1. Santosh Kumar @ Santosh Kumar Ray, aged about 30 years S/o Shiv Shankar Ray
2. Suresh Kumar @ Suresh Kumar Ray, aged about 34 years S/o Shiv Shankar Ray
3. Indra Devi, aged about 60 years W/o Shiv Shankar Ray,
4. Nisha Kumari, aged about 20 years W/o Manoj Kumar,
5. Anita Kumari, aged about 27 years W/o Angesh Ray, D/o Shankar Rai,
6. Anita Kumari, aged about 26 years W/o Santosh Kumar Ray,
7. Nirmala Devi, aged about 32 years W/o Suresh Kumar Rai, (But Jang Bahadur Ray was wrongly mentioned in F.I.R.)
8. Shiv Shankar Ray, aged about 59 years S/o Jag Bahadur Ray.

All are residents of village – Bardiha Turki, P.S. - Patepur, Distt. - Vaishali.

Verses		Petitioners
State of Bihar	-	O.P.
Appearance :-		
Learned counsel for the petitioners :- Sri Ranjeet Kumar, advocate.		
Learned P.P. for the State	:- Sri Shyam Babu Rai,	
Learned counsel for informant	:- Sri Bhola Kumar, Advocate.	

Present : Harshit Singh,
Sessions Judge, Vaishali.

Date of order : 23rd. 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 Patepur P.S. Case No.27/2026 u/ss.191(2), 190, 126(2), 115(2), 303(2), 352, 351(2) & 109 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.

Case of the prosecution, in brief, as per fardbayan of the informant Pinki Devi is that on 20.01.2026 at about 5 A.M. in the morning she was at his house. Her husband Sanjay Rai had given Rs. 1 lakhs for sand and Gitti to his villager Manoj Rai. When her husband went to Manoj Rai for saying to provide him Gitti- sand, all the accused persons including petitioners as named in the F.I.R. armed with lathi,danda

In the Court of Sessions Judge, Vaishali.

A.B.P. No 589/2026

(Santosh Kumar @ Santosh Kumar Ray & others Vs. State of Bihar)

Present : Harshit Singh, Sessions Judge, Vaishali

Contd.

23.04.2026

sharp edged Hasua started scuffling with her husband. Accused Manoj Kumar started assaulting with Hasua on the head of her husband causing head injury and blood started oozing out. On hulla, when she went there, accused Manoj Rai assaulted with Hasua to her also on his head and blood started oozing out. It is further alleged that Nisha Kumari snatched gold chain from the neck of her husband and Shivshankar Rai snatched Rs.40,000/- from the pocket of her husband.

Learned advocate for the petitioners has submitted that the petitioners are innocent and have committed no offence. They have been falsely implicated in this case. The entire prosecution case is false and concocted. No occurrence as alleged took place. This case is counter blast of Patepur P.S. Case No. 18/2026. No case u/s 109 & 303(2) B.N.S. is made out against the petitioners. Petitioners have criminal antecedent of one more case i.e. Patepur P.S. Case No. 19/2026. 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 the case diary, it appears that there is general and omnibus allegation against the petitioners to assault the informant and her husband. The specific allegation of assault is against the co-accused Manoj Kumar. This case is counter blast of Patepur P.S. Case No. 18/2026. The informant and her husband (injured persons) appeared physically with their lawyer and they have specifically stated that Manoj Rai has assaulted them with Hasua. The injury report of informant Pinki Devi shows that she has sustained :-

1. incised wound on left occipital region.
2. Left elbow swelling.
3. Right chest to abrasion wound below right knee.

Contd.23.04.2026

The said injuries are simple in nature.

The injury report of injured Sanjay Ray shows that he has sustained normal injury.

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 **conditons that :**

(i) The petitioners will not delay the disposal of trial in any manner what so ever 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..

(ii) The petitioners would not repeat similar type of offence in future.

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

(Dictated)

(Harshit Singh)
Sessions Judge, Vaishali

Date of Order	23.04.2026
Date of Uploading	27.04.2026
Uploaded by	N.K

In the Court of Sessions Judge, Vaishali.

A.B.P. No 589/2026

(Santosh Kumar @ Santosh Kumar Ray & others Vs. State of Bihar)

Present : Harshit Singh, Sessions Judge, Vaishali

Contd.

23.04.2026

