

**In the Court of Sessions Judge, Vaishali**

**B.P. No. 297/2026**

1. Rajmangal Rai, aged about 68 years, S/o Late Rampukar Rai,

Resident of village –Kanchanpur Ward No. 12, P.S. -Bidupur, District – Vaishali  
:- Petitioner

Versus

State of Bihar :- O.P.

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Appearance :-

Learned counsel for the petitioner :- Sri Rajnish Kumar, Advocate

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

Present : Harshit Singh,  
Sessions Judge, Vaishali.

**Date of order : 19<sup>th</sup>. March 2026**

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The regular bail petition of the above named accused petitioner has been filed u/s 126(2), 115(2), 117, 109, 303(2), 352 and 3(5) of B.N.S. The petitioner is in judicial custody since 17.02.2026 in connection with Bidupur P.S. Case No. 655/2025.

Heard the learned counsel for the accused petitioner and learned Public Prosecutor for the State and perused the record.

It is stated in Para 2 of the bail petition that no petition for bail either regular or anticipatory has been moved on behalf of the petitioner before this court or before the Hon'ble High Court, Patna.

The case of the prosecution in brief, as per written application of the informant namely Amit Ray is that on 27.10.2025, while the informant was present at his house, at the same time, the accused persons armed with weapons reached there and started cutting banana tree next to his door. When he protested, they assaulted the informant and his brother. Two accused allegedly tried to strangle the informant with a *gamchha*, while Suresh Kumar assaulted him on the head with a *farsa*. Naresh assaulted his brother Sujit Kumar by means of rod. Both brothers sustained injuries due to assault by hard and blunt objects. The accused snatched a gold chain and Rs. 1,500/- and one of them fired from a country-made pistol to create terror. The occurrence is said to have arisen out of a land dispute between the parties.

Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case due to land dispute between the parties. It is further submitted that the allegation against the petitioner is general and omnibus in nature and no specific overt act has been attributed to him. It is also submitted that both

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Contd.  
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the injured persons have sustained simple injuries caused by hard and blunt substance. Besides this, petitioner has not any criminal antecedents and he is in custody since 17.02.2026. Hence, prayer has been made to release the petitioner on regular bail.

Learned Public Prosecutor opposed the prayer for bail.

Heard the parties and also perused the case record and the case diary. From perusal of the same, it appears that there is allegation against the petitioner is of assaulting and abusing the informant. However, it transpires from the case diary that there is land dispute between both the parties. On further perusal of injury report of injureds, it also transpires that the injured person namely Amit Ray sustained following injuries which are 1. Lacerated wound 2cm x 0.5 cm x 0.25 cm over mid frontal scalp. 2. Lacerated wound 2cm x 0.5 cm x 0.25 cm over left ring finger, 3. Lacerated wound 3 cm x 0.5 cm x 0.25 cm over over lower medial side of left arm. The injury sustained on the injured is simple in nature caused by hard and blunt object alleged to be caused by Suresh Kumar. The other injured person namely Sujeet Kumar sustained following injuries which is 1. Lacerated wound 2cm x 0.5 cm x 0.25 cm over vertex of scalp. The injury sustained on the injured is simple in nature caused by hard and blunt object alleged to be caused by Naresh Kumar. Para 17 of the case diary shows that prohibitory proceeding u/ss126 of B.N.S.S., has been recommended on both the sides. Besides this, the petitioner has no criminal antecedent prior to this case and he is in judicial custody in this case since 17.02.2026.

Considering the aforesaid facts and circumstances of the case as well as nature of allegations and the custody of petitioner in this case, the regular bail petition of the petitioner is allowed. Accordingly, the above named accused petitioner is directed to be enlarged on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of the learned trial court.

(Dictated)

(Harshit Singh)  
Sessions Judge, Vaishali