

In the Court of Sessions Judge, Vaishali.
A.B.P. No. 753/2026

Surendra Rai, aged about 65 years S/o Late Jangi Rai
Resident of village –Litiyahi, P.S. - Rustampur, Distt. - Vaishali.

-	Petitioner
Verses	
State of Bihar	O.P.

Appearance :-

Learned counsel for the petitioner :- Sri Kumar Gaurav, advocate.

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

Present : Harshit Singh,
Sessions Judge, Vaishali.

Date of order : 15th. April 2026

ORDER

Heard the learned defence counsel as well as learned Public Prosecutor for the State on the anticipatory bail application filed on behalf of the above named accused petitioner under section 482 of B.N.S.S. who is apprehending his arrest in connection with Raghopur (Rustampur O.P.) P.S. Case No. 169/2025 for the offences u/ss. 126(2), 115(2), 118(1), 109, 74, 351, 352 & 3(5) 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 case of the prosecution in brief, as per written of the informant Manoj Rai is that on 13.06.2025 at about 10.30 P.M. in the night he was returning from the house of Nawal Rai after taking meal, then accused Arun Rai started abusing him. On protest by him, accused Jitendra Rai, Rahul Rai, **Surendra Rai** also came and started assaulting him by lathi, danda. When his wife Nitu Devi came, they also committed Mar-pit with her and made her nude. Accused Surendra Rai assaulted with iron rod causing cut injury. They also threatened of dire consequences.

In the Court of Sessions Judge, Vaishali.

A.B.P. No.753/2026

(Surendra Rai Vs. State of Bihar)

Contd.15.04.2026

Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. The entire prosecution case is false and concocted. He has been falsely implicated in this case. This case is counter blast of Raghapur P.S. Case No. 168/2025. The petitioner has criminal antecedent of one other case. The co-accused persons have already been granted anticipatory bail by this court vide A.B.P. No. 2814/2025 and A.B.P. No. 3090/2025. Hence, prayer has been made for anticipatory bail.

Learned Public Prosecutor opposed the prayer for anticipatory bail.

Heard both the parties and perused the record and case diary. From perusal of the record and case diary, it appears that there is general and omnibus allegation of assault against the petitioner. Petitioner and informant are Sala and Bahnoi in relation. The occurrence was neither premeditated nor preplanned. The injured Manoj Rai has been medically examined and his injury report has been mentioned in Para 31 of case diary which shows that he has sustained :-

Lacerated wound on frontal region of head 4 c.m. x 2.5 c.m. x 0.5 cm., which is simple in nature caused by hard and blunt substance.

From the record, it appears that the co-accused Arun Rai has already been granted anticipatory bail by this court vide A.B.P. No. 2814/2025 and the co-accused Jitendra Rai and Rahul Kumar have also been granted anticipatory bail by this court vide A.B.P. No. 3090/2025. The case of the petitioner stands on similar footing.

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 petitioner is hereby allowed and it is ordered that in the event of arrest or surrender, he will be enlarged on anticipatory bail, on furnishing bail

In the Court of Sessions Judge, Vaishali.

A.B.P. No.753/2026

(Surendra Rai Vs. State of Bihar)

Contd.15.04.2026

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 B.N.S.S..

(Dictated)

(Harshit Singh)

Sessions Judge, Vaishali

Date of Order	15.04.2026
Date of Uploading	17.04.2026
Uploaded by	N.K.