

In the Court of Md. Gheyasuddin District & Addl. Sessions Judge- II
Vaishali at Hajipur,
ABP No.- 945/2026

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In the matter of :-

Babu Thakur, Aged- 45 years, Son of Arjun Thakur, R/o Village- Pojhiyan, PS- Lalganj,
District- Vaishali,

Petitioner

Versus

The State of Bihar

..... **Opposite party**

Order

21.05.2026

The petitioner above named apprehending his arrest in connection with Lalganj PS Case no. 546/2025, u/s 191(2), 190, 223, 132, 171, 175, 352, 351(3), 61(2) of BNS and hence instant petition for the grant of anticipatory bail has been filed on his behalf.

Heard the learned lawyer for the accused/petitioner as well as Learned APP on behalf of state.

The prosecution case in short is that, informant was visiting polling stations along with S.D.P.O. Sadar-Lalganj, Super Zonal Magistrate Abhishek Kumar, Executive Engineer and Arms Force for law and order duty and to conduct peaceful and clean polling. In this sequence, information was received that people of Mahadalit Ravidas Tola Booth No. 70 & 71, were being stopped and beaten by some anti-social elements. In the light of this information some officers were informed and sent to that booth no. for verification of the information and take necessary action. Therefore, at about 14:00 hrs. Informant along with S.D.P.O. Sadar-2, Super Zonal Magistrate and Armed forces reached the spot and conducted inquiry at Mahadalit Ravidas Tola. During inquiry, it was revealed that the following persons: (1) Vikash Kumar, (2) Vipul Kumar, (3) Babu Thakur along with 25-30 other unknown R.J.D. supporters had formed an unlawful assembly with common intention and criminal conspiracy, assaulted local residents, threatened them, and prevented them from casting votes. Further, at a distance of about

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100 meters east of Booth Nos. 70-71, the aforesaid accused persons along with their associates gathered unlawfully, raised provocative slogans against the administration, used abusive and unparliamentary languages, and upon instigation of the named accused, surrounded and physically scuffled with the S.D.P.O. Sadar-2 Lalganj while he was discharging official duty. They also extended criminal threats and created such distrust and remained disrupted for approximately 30-35 minutes. The acts of the accused persons were deliberate, pre-planned and intended to obstruct government servants from lawful discharge of their duties and to interfere with the election process. The entire incident has been photographed and video graphed, and identification of remaining unknown accused persons is underway. Accordingly, with the said allegation FIR has been instituted.

Learned counsel on behalf of accused/petitioner submitted that petitioner is innocent and he has committed no offence whatsoever as alleged. It is further submitted that petitioner has no concern with the alleged occurrence nor the activity of the other accused persons. It is further submitted that co-accused Vikash Kumar and Vipul Kumar has been granted the privilege of anticipatory bail by the learned ADJ-2 in ABP no. 3201/2025 on 26.2.2026. It is at last submitted that petitioner is law abiding citizen and he undertakes to abide by conditions levelled against him. It is therefore prayed that petitioner be admitted to anticipatory bail.

Ld. APP opposed the petition and submitted that the allegation against petitioner is of forming an unlawful assembly with common intention and criminal conspiracy, assaulted local residents, threatened them, and prevented them from casting votes along with other accused persons. Hence his anticipatory bail application is fit to be rejected.

From perusal of record it transpires that the allegation against petitioner is of forming an unlawful assembly with common intention and criminal conspiracy, assaulted local residents, threatened them, and prevented them from casting votes along with other accused persons.

In the above facts, circumstances and also considering the fact that the allegation against accused/

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petitioner is general and omnibous, the other co-accused persons have already been granted anticipatory bail by the then Ld. District & Sessions Judge-II, Vaishali at Hajipur vide ABP no. 3201/2025, dated 26.02.2026 and the case of this petitioner stands on similar footings. As such the accused/petitioner is ordered to be enlarge on bail in the event of his arrest or surrender within 30 days from today on furnishing bail bond of Rs 10,000/- with two sureties of the like amount to the satisfaction of the court below and also in the light of condition laid down u/s 482(2) of BNS.

Dictated

Md. Gheyasuddin
District & Addl. Sessions Judge-II
Vaishali at Hajipur.
21.05.2026