

In the Court of Md. Gheyasuddin District & Addl. Sessions Judge- II
Vaishali at Hajipur,
ABP no.1179/2026

In the Court of Md. Gheyasuddin District & Addl. Sessions Judge- II
Vaishali at Hajipur,
A. B.P No.- 1179/2026

In the matter of :-

Ram Briksha Ray, Aged- 72 years, Son of Late Jaldhari Ray, R/o Village- Mohanpur,
PS-Goraul, Dist-Vaishali

..... **Petitioner**

Versus

The State of Bihar

..... **Opposite Party**

ORDER

14.07.2026 The petitioner above named apprehending his arrest in connection with Vaishali PS Case no.-116/2026, u/s 109(1), 238, 223, 3(5) of BNS and 25(9), 27 of Arms Act and hence the instant petition for the grant of anticipatory bail has been filed on his behalf.

The prosecution case in short is that sub Inspector Raj Kumar currently posted as Station House officer. It is alleged that on 13.02.2026 at 12:30 PM in front of the house of Dinesh Rai in Village- Bhagwatpur. On 13.02.2026 at 07:30 AM, secret information was received that on the night of 12/13.02.2026, there was a wedding ceremony of Kumari Kajal, D/o- Dinesh Rai, Son of Ramshrestha Rai, Village-Bhagwatpur. At around 00:30 PM, after the ceremony, an orchestra party was going on, the stage built at the door of his house without the permission of Sub-Divisional Magistrate, Vaishali. Then someone fired a gun in front of the orchestra, due to which a woman, Rekha Devi, Aged-35 years, wife of Mukesh Kumar, Village- Parwara, PS-Belsar, District-Vaishali who had come to the function was injured by a bullet in her left leg. She was immediately admitted to Maa Janaki Hospital Bairiya, Golambar in Muzaffarpur for

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ABP no.1179/2026

treatment by the organizer Dinesh Rai and his family members, who is undergoing treatment. After registering a case to this effect and informing the senior officer about the information received, for verification of the information and necessary action, Sub-Inspector Deepak Kumar of Vaishali PS and other police force departed from the police station at 07:45 AM in the morning in a police vehicle. When he reached the door of Dinesh Rai in Village- Bhagwatpur at around 08:15 AM, he saw that there was silence there and a stage was made in front of the door and a lot of blood was spilled at the scene, for investigation of which the FSL team was informed who came and investigated the scene. After roaming around the Village and investigating many people openly and secretly, he came to know that during the marriage ceremony of Dinesh Rai's daughter, his son-in-law Arvind Rai, Son of Ramvriksha Rai, Resident of Mohanpur, PS-Goraul, District-Vaishali fired from a double barrel gun in his hand due to which Rekha Devi a woman attending the marriage, got injured and has been taken for treatment. At the time of incident the organisers (i) Dinesh Rai, (ii) Ramesh Rai, (iii) Arvind Rai, (iv) RamVriksh Rai (v) Jitendra Yadav (vi) Bhagnarayan Rai, and other unknown persons were present at the spot. All of them organised the orchestra programme without taking permission from sub-divisional magistrate and by not informing the police station about the incident, they have committed the crime of suppressing the crime. Thereafter a formal FIR has been lodged them.

Learned counsel for petitioner submitted that the petitioner is innocent and he has committed no offence whatsoever as alleged. It is further submitted that petitioner has no concern with alleged occurrence. It is further submitted that petitioner is falsely

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Vaishali at Hajipur,

ABP no.1179/2026

implicated in this case at the instance of his enemies. It is further submitted that entire prosecution case is based on imagination and cunningness. It is further submitted that petitioner is law abiding citizen and is ready to abide conditions laid u/s 482(2) of BNS. It is therefore prayed that petitioner be admitted to anticipatory bail.

Learned Additional Public Prosecutor opposed the petition and submitted that the allegation against accused/petitioner is that he is named in the FIR and there is allegation against him is that he along with other co-accused persons have organised the orchestra programme without taking permission from sub-divisional magistrate and by not informing the police station in which during firing from a double barrel Rekha Devi a woman attending the marriage sustained injury. As such the bail application of accused/petitioners are fit to be rejected.

Heard the parties and perused the record. On perusal of LCR and Case diary it transpires that the accused/petitioner is named in the FIR and the allegation against him is that he along with other co-accused persons have organised the orchestra programme without taking permission from sub-divisional magistrate and by not informing the police station in which during firing from a double barrel Rekha Devi a woman attending the marriage sustained injury.

In the above facts, circumstances of the case and also considering the fact that a firing took place in a orchestra programme which was organised without taking permission due to which a woman namely Rekha Devi sustained injury. The licence of the gun was in the name of petitioner Rambriksh Rai who had given his licence to his son and his son fired with licence gun causing fire arm injury to Rekha Devi. In para

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ABP no.1179/2026

15 of the case diary it has been mentioned that gun shot hit on the leg of Rekha and in para 3 it has been mentioned that blood was poured and spread at the place of occurrence. The arms which was used for firing causing injury to injured Rekha Devi was seized and accordingly seizure list of two barrel gun and of cartridges has been prepared which is mentioned in para 16 and 27 of the case diary. Hence I am not inclined to admit accused/petitioner on anticipatory bail. Accordingly, the prayer for anticipatory bail of the accused/petitioner is hereby rejected.

Dictated

Md. Gheyasuddin
District & Additional Sessions Judge-II
Vaishali at Hajipur.
14.07.2026