

In the Court of Sessions Judge, Vaishali
A.B.P. No. 1282/2026

1. Namu Prakash, aged about 46 years, S/o Raja Ram Sah,
2. Reena Devi, aged about 30 years, W/o Chandra Prakash,
3. Sunita Devi, aged about 42 years, W/o Namu Prakash,
Residents of Village/Mohalla – Bagdulhan, P.S.- Hajipur Town, District - Vaishali.
:- Petitioners

Versus
State of Bihar :- O.P.

Appearance :-

Learned counsel for the petitioner :- Sri Pankaj Kumar, advocate.
Learned P.P. for the State :- Sri Shyam Babu Rai,
Learned counsel for the Informant :- Sri Anil Kumar, advocate.

Present : Harshit Singh,
Sessions Judge, Vaishali.

Date of order : 29th June 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 Hajipur Town P.S. Case No. 288/2026 registered u/ss. 126(2), 115(2), 118(1), 109, 303(2), 352, 351(2) & 3(5) of B.N.S.

It is stated in Para 2 of the anticipatory bail petition that no bail application either anticipatory or regular on behalf of the petitioners have been filed in the present case either before this court of Sessions or before the Hon'ble High Court, Patna.

The prosecution case, in brief, as per written report of informant Anamika Kumari is that on 27.03.2026 in the evening at about 4 P.M. due to family feud, all the accused persons as named in the F.I.R. including the petitioners armed with deadly weapons started abusing her. When she protested, accused Chandra Prakash pushed her by catching her hair and petitioner **Namu Prakash** made her nude by pulling her Sari. All the accused persons started assaulting her. When her husband came to save, accused Rina Devi and Sunita Devi caught her. Accused **Namu Prakash** and Chandra Prakash assaulted with iron rod to her husband, due to which her husband sustained on head, near eye, below the knee and blood started oozing out. The informant also

Present : Harshit Singh, Sessions Judge, Vaishali

Contd.

29th June 2026

sustained injury. When her Gotini Babli Kumar came to save the informant, accused **Namo Prakash** and Chandra Prakash also assaulted her and caused serious injury to her. During Mar-pit gold chain of informant was snatched away by **Sunita Devi** and **Rina Devi** snatched Mangal-sutra from the neck of her Gotini Babli Kumari. All the injured persons were brought by nearby people to Sadar Hospital Hajipur for treatment. On the basis of the written report of the informant, the present case was instituted against the accused persons.

The learned counsel for the above named accused/petitioners submits that the accused/petitioners are innocent, have committed no offence and they have falsely been implicated in this case. No occurrence as alleged took place. Petitioners and informant are own family members and due to land dispute the present false and concocted case has been lodged with mala fide intention. The alleged occurrence was occurred on 27.03.2026 and the information was given to the police on 29.03.2026. Hence, the petitioners may be enlarged on anticipatory bail.

Learned P.P. for the State has opposed the prayer for anticipatory bail.

Heard both the parties and also perused the record and case diary. From perusal of the record, case diary as well as materials available on the record, it appears that there is general and omnibus allegation of assault against the petitioners no.2 & 3 namely **Reena Devi and Sunita Devi**, who are ladies.

Therefore, considering the aforesaid facts and circumstances of the case as well as nature of the allegations, the prayer for anticipatory bail of the petitioners no.2 & 3 namely **Reena Devi and Sunita Devi** 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 B.N.S.S 2023.

Present : Harshit Singh, Sessions Judge, Vaishali

Contd.

29th June 2026

So far, petitioner no. 1 namely **Namo Prakash** is concerned, as per F.I.R. there is specific allegations against him of assaulting the informant and her husband repeatedly by means of iron rod and causing injuries to them. The informant in her re-statement in Para 2 and other witnesses namely Shiv Prakash, Babli Kumari, Ratandeep, Surendra Sah in their statements in Para 3, 7, 8, 9 of the case diary have supported the prosecution case.

The injury report of injured Anamika Kumari, Shiv Prakash and Babli Kumari mentioned in Para 36 of the case diary shows that injured Anamika Kumari has **sustained** :-

1. Lacerated wound 1/2" x 1/4" over right ring finger,
2. Complained over Trauma over back. X-ray is spine advised.

The injury no.1 is simple in nature caused by hard blunt object. The opinion regarding injury no.2 was kept reserved for X-ray report.

The supplementary injury report of injured Anamika Kumari sent to this court by Superintendent, Sadar Hospital Hajipur shows that X-ray report states "loss of lumbar lordosis and no sign of bony injury, the said injury may be termed as simple in nature.

The injury report of injured Shiv Prakash shows that he has **sustained** :-

1. Lacerated wound 1" x 1/2" over left parietal skull. CT Scan of brain advised.
2. Lacerated wound 1" x 1/2" over left leg on anterior aspect,
3. Lacerated wound 1" x 1/4" Lateral to right eye.

The injury no.2 & 3 are simple in nature caused by hard, blunt object and opinion regarding injury no. 1 was kept reserved for C.T. Scan report.

The supplementary injury report of injured Shiv Prakash sent to this court by Superintendent, Sadar Hospital, Hajipur shows that C.T. Scan report states – no intracranial bleed/contusion, the said injury may be termed as simple in nature.

Present : Harshit Singh, Sessions Judge, Vaishali

Contd.29th June 2026

The injury report of injured Babli Kumari shows that no external injury was found over her body.

Para 47 of the case diary shows that investigation is still going on. There is specific allegation of assault by Namo Prakash (Petitioner no.1) and Chandra Prakash to Shiv Prakash who sustained three injuries, out of which two were caused on left parietal and lateral to right eye.

Therefore, considering the aforesaid facts, circumstances of the case as well as nature of the allegations, I am not inclined to grant anticipatory bail to the petitioner no.1 namely **Namo Prakash**. Accordingly, his prayer for anticipatory bail is hereby rejected.

The I.O. of the case is directed to collect the original supplementary injury report with X-ray report sent by the Superintendent of Sadar Hospital Hajipur and the photo state copy of original injury report be submitted to this court.

Office is directed to send the copy of this order to the concerned court and also to concerned police station.

(Dictated)

(Harshit Singh)

Sessions Judge, Vaishali

Date of Order	29.06.2026
Date of Uploading	02.07.2026
Uploaded by	N.K.