

In the Court of Sessions Judge, Vaishali

A.B.P. No. 1304/2026

1. Mina Devi, aged about 40 years, W/o Chandeshwar Ram,
 2. Kanchan Kumari, aged about 19 years, D/o Chandeshwar Ram,
 3. Rohit Kumar, aged about 20 years S/o Chandeshwar Ram,
- All residents of village – Rajapakar Chauripar, P.S. - Rajapakar, District – Vaishali..

- Petitioners

Versus

State of Bihar

- O.P.

A.B.P. No. 1314/2026

1. Raghunath Ram, aged about 55 years S/o Late Saryug Ram,
 2. Laliya Devi, aged about 40 years, W/o Raghunath Ram,
- Both resident of village – Rajapakar, P.S. - Rajapakar, District – Vaishali..

- Petitioners

Versus

State of Bihar

- O.P.

Appearance :-

The learned counsel for the petitioners : Sri Balram Kr. Singh, advocate.
Sri Uday Shankar Singh, advocate,

The learned Public Prosecutor for State : - Sri Shyam Babu Rai.
The learned counsel for informant : - Smt. Pratima Kumari, Advocate.

Present : Harshit Singh,
Sessions Judge, Vaishali

Date of Order : 08th. June 2026

The above two anticipatory bail petition of the above named accused petitioners have been filed separately, who are apprehending their arrest in the same case i.e Rajapakar P.S. Case No. 155/2026 registered u/ss. 126, 115(2), 109, 76, 303(2), 303(2), 324(4), 117(2), 352, 351(3) & 3(5) of B.N.S., therefore both the above anticipatory bail petitions have been taken up together for hearing and are being disposed of through this common order.

Heard the learned counsels for the petitioners and

(Mina Devi, & others Vs. State of Bihar)

Present : Harshit Singh, Sessions Judge, Vaishali.Contd.
08.06.2026

learned Public Prosecutor for the State as well as learned counsel for the informant on both anticipatory bail petitions and perused the record.

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

The case of the prosecution in brief, as per fardbayan of the informant Ranjeet Ram alleged that the accused persons Chandeshwar Ram, Vishwanath Rai, Shivnath Ram and Raghunath Ram, who are his co-villagers and patidars, used to threaten and pressurize him for money and had earlier extended threats of murder and abduction upon refusal. On 03.03.2026, when the informant along with his wife Renu Devi was returning home from the market, the accused persons namely Chandeshwar Ram, Rahul Kumar, **Rohit Kumar**, Vishwnath Ram, Shivnath Ram, **Raghunath Ram**, Ravi Kumar and Shashi Kumar, who were armed with lathi and iron rods, intercepted them near the house of one of the accused namely Vishwnath Ram. They forcibly tried to drag the informant's wife inside a house and, upon resistance, she was assaulted by Chandeshwar Ram, Rahul Kumar and **Rohit Kumar** with lathi and rod upon her whole body and tore her clothes. When the informant intervened, he was surrounded and brutally assaulted with lathi and rods with an intention to kill, resulting in grievous injuries, including fracture of both hands. During the occurrence, a sum of Rs. 7,000/- was also allegedly taken from his pocket. On alarm being raised, other villagers gathered, but the female accused persons also joined and started pelting bricks and stones. The injured were later taken to hospital, and due to the serious condition of the informant, he was referred to PMCH, Patna, where he is undergoing treatment.

Contd.
08.06.2026

The learned counsel for the above named accused petitioners submits that the accused petitioners are innocent and have committed no offence. They have been falsely implicated in this false and fabricated case. There is no corresponding injury found on the person of the informant or his family members. There is dispute of Rasta (Path) between the parties. Petitioners of A.B.P. No 1304/2026 have criminal antecedent of one case. Petitioners of A.B.P. No. 1314/2026 have no criminal antecedent. Hence, it has been prayed to allow both the bail petitions.

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

Heard both the parties and also perused the trial court record and case diary. From perusal of the trial court record and the case diary as well as the materials available on record, it appears that there is specific and direct allegation against the petitioners of assaulting to the informant and his wife causing grievous injury and the allegation shows clear intention to cause serious injury to the informant. The injury report of injured Ranjeet Ram shows that the injured Ranjeet Ram has **sustained** :

1. Swelling on Left Hand near Wrist 2"x2".
2. Abrasion on (Rt.) Elbow (1/2"x 1/4").
3. Swelling on (Rt.) Hand near Wrist (2"x1").
4. Pain in wrist.
5. Swelling on (Lt.) thigh 2"x1".

Nature of injuries – **Grievous**, caused by hard and blunt objects. The injured referred to Sadar Hospital, Hajipur for X-ray(Lt) hand and report VA-A17-CSN1216 dated 03.03.2026 and report shows fracture noted at Distal Shaft and Styloid Process of Ulna. X-ray right hand report shows –

Contd.
08.06.2026

Fracture noted at Styliod Process of Ulna. X-ray Lt. Thigh report shows - Normal Study and X-ray Pelvis report shows Normal.

The injury report of injured Renu Devi shows that the injured Renu Devi has **sustained** :

1. Abrasion on right side of abdomen 1"x1/4".
2. Abrasion on left Elbow (1cmx1cm)

Nature of injuries - Simple caused by hard and blunt substances.

The informant who appeared physically before the court today, has stated that he is living outside the village and due to fear he is not going to his house.

In respect to Petitioners namely Mina Devi, Kanchan Kumari (Petitioners no.1 & 2 of A.B.P. No. 1304/2026) and Laliya Devi (petitioner no.2 of A.B.P. No. 1314/2026), there is only allegation of pelting stones,

Therefore, considering the aforesaid facts and circumstances of the case as well as nature of the allegations, the prayer for anticipatory bail of the accused petitioners namely **Mina Devi, Kanchan Kumari** (Petitioners no.1 & 2 of A.B.P. No. 1304/2026) and **Laliya Devi** (petitioner no.2 of A.B.P. No. 1314/2026) 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 Bhartiya Nagrik Suraksha Sanhita 2023.

Contd.
08.06.2026

So far, petitioner no.3 of A.B.P. No. 1304/2026 namely Rohit Kumar and petitioner no.1 of A.B.P. No. 1314/2026 namely Raghunath Ram is concerned, there is specific allegation of assault causing grievous injury on both hands of informant which were raised to protect his head.

Therefore, considering the aforesaid facts and circumstances of the case as well as nature of the offences, I am not inclined to enlarge the petitioners no.3 of A.B.P. No. 1304/2026 namely Rohit Kumar and petitioner no.1 of A.B.P. No. 1314/2026 namely Raghunath Ram on anticipatory bail. Accordingly, their prayer for anticipatory bail is, hereby, rejected.

(Dictated)

(Harshit Singh)
Sessions Judge, Vaishali

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