

In the Court of Sessions Judge, Vaishali

B.P. No. 676/2026

Ram Bhag Rai, aged about 79 years S/o Late Raja Rai
Resident of village – Mohanpur,, P.S. - Raghopur, District – Vaishali.
:- Petitioner

Versus

State of Bihar :- O.P.

Appearance :-

Learned counsel for the petitioner :- Sri Pramod Kumar Singh, Advocate

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

Present : Harshit Singh,
Sessions Judge, Vaishali.

Date of order : . 29th. May 2026

The regular bail petition of the above named accused petitioner has been filed u/s 483 of B.N.S.S., who is in judicial custody since 03.05.2026 in connection with Raghopur P.S. Case No. 79/2026 for the offences u/ss. 191(2), 191(3), 190, 115(2), 303(2), 352, 351, 117(2), 109 of B.N.S.

Heard the learned counsel for the accused petitioner and learned Public Prosecutor for the State and perused the record.

It is stated in Para 2 of the bail petition that earlier anticipatory bail petition of the petitioner was filed before this court alongwith other co-accused persons vide A.B.P. No. 725/2026 and during pendency of the same, police has arrested him, due to this reason anticipatory bail petition of the petitioner has been dismissed as withdrawn on 04.05.2026. Thereafter, no other bail application either anticipatory or regular has been filed on behalf of the petitioner before this court of sessions or before the Hon'ble High Court, Patna.

The case of the prosecution in brief, as per written application of the informant is that on 20/02/2026 at about 2:00 PM, the informant and his brothers were talking to each other. At the same time, under a conspiracy, all the accused persons, namely Sipahi Ray, **Rambhag Ray**, Ajeet Ray, Amarnath Ray, Ram Ray, Laxman Ray, Vishwakarma Kumar, and Sudama Kumar, armed with weapons and country-made pistol

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and sharp knife, came to his door and started abusing. When they began uprooting the potato crop planted by him, the informant and his brothers opposed it. On this, Jhapsi Ray ordered the above-named accused, "What are you looking ? Kill all three of them." Pursuant to this, Vishwakarma Kumar attacked upon Judge Ray with a sharp knife with intent to kill, which hit him on the head. Thereafter, Sudama Kumar attacked upon Sunil Ray with a knife at two places with intent to kill, hitting him on the forehead and leg. Seeing all this, Jhapsi Ray hit to Anil Ray on the head with the butt of a country-made pistol, due to which his head was split open. Meanwhile, the accused persons entered in to the house, started beating Babita Devi with a lathi, snatched a Mangal-sutra weighing 3 bhar from her neck, and also took away one mobile phone of Redmi company.

The learned counsel for the above-named accused petitioner submits that the accused petitioner is innocent, has committed no offence and he has falsely been implicated in this case. No occurrence as alleged took place. The entire prosecution case is false and concocted. There is no specific allegation against him. In fact, the land dispute is going on between the parties. The co-accused Jhapsi Rai has been granted regular bail by this court vide B.P. No. 414/2026 and co-accused Sipahi Rai & others have also been granted anticipatory bail by this court vide A.B.P. No. 725/2026. Petitioner has no criminal antecedent and he is in judicial custody in this case since 03.05.2026.

The learned Public Prosecutor for the State opposed the prayer for bail.

Heard the parties and also perused the trial court record and the case diary. From perusal of the same, it appears that there is allegation against the petitioner is of assaulting and abusing the informant and his family members. However, it transpires from the case diary that there is land dispute between both the parties. On

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further perusal of injury report of injured persons, it also transpires that the injured person namely **Anil Ray** has sustained following injury which is :

Lacerated wound on the occipital aspect of the head.

The injury sustained by the injured is grievous in nature and caused by a hard and blunt object. It is alleged to be caused by Jhapsi Ray by means of butt of desi katta.

The injured person namely **Sunil Ray** sustained following injury which is :
Lacerated wound measuring 2" x 1/3" x 1/4" on the parietal aspect of the head.

The injury sustained by the injured is simple in nature, as the C.T. Brain shows only muscular injury. It is alleged to be caused by Sudama Ray by means of knife contradictory to injury report.

The injured person namely **Judge Ray** sustained following injury which is :
Lacerated wound on the occipital aspect of the head.

The report from NMCH shows no brain injury. Therefore, the injury is simple in nature and caused by a hard and blunt object. It is to be caused by Vishwakarma Kumar caused by means of knife contradictory to injury report.

Para 14 of the case diary shows that prohibitory proceeding u/s126 of B.N.S.S., has been recommended on both the sides. Petitioner has no criminal antecedent as mentioned in Para 3 of the bail petition. Petitioner is in judicial custody since 03.05.2026. The co-accused Jhapsi Rai has already been granted regular bail by this court vide B.P. No.414/2026.

Considering the aforesaid facts and circumstances of the case as well as nature of allegations and the period of custody, the regular bail petition of the petitioner is allowed. Accordingly, the above named accused petitioner is directed to be

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enlarged on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of the learned trial court.

(Dictated)

(Harshit Singh)
Sessions Judge, Vaishali

Date of Order	29.05.2026
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