

In the court of Mahesh Kumar, District & Additional Sessions Judge-1st, Sheohar
A.B.P. Case No. 233/2026
Sheohar P.S. Case No. 116/2026
Moharlal Ray & others. Vs. State of Bihar

ORDER

11.06.2026

The anticipatory bail petition dated 19.05.2026 has been filed on behalf of the petitioner namely **Moharlal Ray** in connection with Sheohar P.S. Case No. 116/2026 registered for the offence u/s 316(2), 318(4), 336(3), 338, 340(2) of B.N.S. and the same has been put today for the order.

The prosecution story in brief is that the informant alleged that for agricultural purposes he agreed to purchase a 585 Sarpanch tractor (Registration No. BR30GB1688) for Rs. 5,00,000 after being persuaded by Moharlal Rai and Sujit Kumar. On 04.05.2025 he executed a written agreement and paid Rs. 2,50,000 and took possession of the tractor for farming. Subsequently on the assurance that the owner book and original documents would be provided when he paid the remaining Rs. 1,25,000. However, the accused failed to hand over the documents of the vehicle. Later Rambabu Singh, along with 15–20 unknown persons allegedly came to the informant's house and forcibly took away the tractor. The informant alleged that the accused dishonestly cheated him Rs. 3,75,000 and also unlawfully took back the tractor thereby committing fraud and cheating. Accordingly, the F.I.R. has been registered.

The Learned counsel for petitioner submitted that petitioner is innocent and he has committed no offence whatsoever as alleged. It is submitted that the F.I.R. as alleged is false, frivolous, baseless and concocted. The petitioner is quite innocent. The petitioners have been falsely implicated in this case. The petitioner has no criminal antecedent & he deserve anticipatory bail.

The Ld. Additional Special P.P. opposed the anticipatory bail petition and stated that he has committed the offences U/s 316(2), 318(4), 336(3), 338, 340(2) of B.N.S. Therefore, the anticipatory bail application of the petitioner should be rejected.

Heard both the parties and perused the record.

After perusal of the F.I.R and case diary, it is clear that the case has

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been instituted u/s 316(2), 318(4), 336(3), 338, 340(2) of B.N.S. From perusal of the F.I.R and case diary, it appears that the petitioner is not seller neither buyer. Petitioner is also victim of same circumstances and he has also filed an application in Sitamarhi (Application No. 120/2026). The petitioner has no criminal antecedent. From the perusal of record it appears that the informant is suffering due to his own wrong because he was deliberately or in greed purchased the disputed tractor.

Thus, considering the aforesaid facts and circumstances of the case this Court is inclined to admit the petitioner to anticipatory bail. It is therefore ordered that in the event of arrest or surrender before the trial court within four weeks from the date of this order the accused person / petitioner namely, **Moharlal Ray** is directed to be released on bail after furnishing bail bond of Rs. 10,000 (Ten Thousands) with two sureties with condition that the petitioner will comply the conditions mentioned under section 482(2) of B.N.S.S.

(Dictated)

Sd/-
(Mahesh Kumar)
District & Additional Sessions Judge-1st,
Sheohar
11.06.2026