

In the Court of Md. Gheyasuddin District & Addl. Sessions Judge- II
Vaishali at Hajipur,
ABP No.- 1873/2026

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In the matter of :-

Dhurkheli Rai, Aged-56 years, Son of Late Ramnandan Rai @ Ramanand Rai, R/
o Village- Sukumarpur, PS- Raghopur, District-Vaishali, **Petitioner**

Versus

The State of Bihar

..... **Opposite Party**

Order

03.08.2026

The petitioner above named apprehending his arrest in connection with Raghopur PS Case no. 128/2020, u/s 147, 148, 149, 379, 120(B) of IPC and hence instant petition for the grant of anticipatory bail has been filed on his behalf.

Heard the learned lawyer for the accused/petitioner as well as Learned APP on behalf of state.

The prosecution case in short as per written application of informant-Bira Rai is that on 01.09.2020 at 1:30 PM armed with weapons Sanjivan Rai, Kallu Rai @ Umakant Rai, Vijay Rai, Golu Rai @ Santosh Rai, Satish Rai, Dhurkheli Rai, Nasib Rai, Sanjiv Rai, Nepali Rai, Vipin Rai, Pintu Rai, Ajay Rai, Harendra Rai reached by the boat of Anita Devi at her home where they make conspiracy and with the help of Chintu Rai, Lalmuni Devi, Ravindra Rai forcibly took away the three boats by threatening them with rifles and pistol. When the informant and several people of the locality objected

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to the taking away of the boats, they opened fire. Accordingly, with the said allegation FIR has been instituted.

Learned counsel for petitioner submitted that the petitioner is innocent and he has committed no offence whatsoever as alleged. It is further submitted that prosecution case is quite false and has been falsely implicated in this case due to village politics. It is further submitted that petitioner has criminal antecedent against his name in (i) Raghapur PS Case no. 148/2020, u/s 30(a) of Bihar Prohibition and Excise Amendment Act, (ii) Raghapur PS Case no.188/2021, u/s 30(a) of Bihar Prohibition and Excise Amendment Act. It is at last submitted that petitioner is ready to furnish bail bonds of local sound sureties. It is therefore prayed that petitioner be admitted to anticipatory bail.

Learned Additional Public Prosecutor opposed the petition and submitted that the allegation against him is that he along with other co-accused persons took away three boats by threatening informant on the point of rifles and pistol and when the informant and several people of the locality objected to the taking away of the boats, he along with other co-accused persons opened fire. As such the anticipatory bail application of accused/petitioner is fit to be rejected.

From perusal of record it transpires that the allegation against petitioner is that he along with other co-accused persons and taking away boat by threatening the informant on the point of rifle and pistol.

In the above facts, circumstances of the case and also considering the fact that the

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accused-petitioner is named accused in the FIR and the allegation against petitioner is that he along with other co-accused persons taking away boat of informant by threatening him on the point of rifle and pistol. The case has been registered u/s 147, 148, 149, 379, 120(B) of IPC. The anticipatory bail petition of other co-accused persons have already been rejected vide ABP no. 3257/2020, ABP no. 436/2021 and ABP no. 3769/2022 and the case of this petitioner stands on similar footings. Hence I am not inclined to enlarge the accused/petitioner on anticipatory bail and accordingly his anticipatory bail application is hereby rejected.

Dictated

Md. Gheyasuddin
District & Addl. Sessions Judge-II
Vaishali at Hajipur.
03.08.2026