

In the court of District & Addl. Sessions Judge III, Bagaha, West Champaran.

**Anticipatory Bail Petition No. 167/2026**  
**Registration No.-167/2026**  
**(Arising out of Pathkhauli P.S. Case No. -43/2025)**

1. Pankaj Kumar Pandey S/o Raju Pandey,  
2. Abhay Pratap Pandey s/o Late Rajan Pandey,  
3. Raju Pandey S/o Late jadiish Pandey,  
All R/o. Village Pathkhauli P.S. Pathkhauli  
4. Uday Pratap Pandey s/o Late Rajan Pandey,  
R/o Village Binwaliya Bodsar ward No. 4 P.S. Iaukariya  
5. Poonam Devi W/o Santosh Jaiswal  
R/o. Village- Ward No. 4, At, Narainapur, P.S.-pathkhauli(Bagaha),  
All district-West Champaran.....Petitioners

vs

State of Bihar.....Opposite Party

**25.03.2026** Petitioners 1. Pankaj Kumar Pandey, 2. Abhay Pratap Pandey, 3. Raju Pandey 4. Uday Pratap Pandey 5. Poonam Devi apprehend their arrest in connection with Pathkhauli P.S. Case No. 43/2025 u/s 318(4), 329(1), 329(3), 111(2), 111(3), 111(4), 111(6), 111(7), 336(2), 338, 351(2), 329(4), 340(2), 308(1), 308(2), 61(2) of the BNS pending in the learned court of the ACJM-1st Bagaha and have filed the present petition which has been pressed today. Copy of the same has already been supplied to the learned PP In-charge for state.

Sri Indu Bhushan Pandey, learned counsel for the petitioners and Sri Prabhu Prasad, learned P.P.In-charge for the state are present before the Court.

The case of the prosecution in brief as narrated in the petition of informant/complainant is that Pankaj Kumar Pandey and Abhay Pratap Pandey are mastermind of a organized *Bhu- Mafia syndicate*. It has been stated that Raju Pandey and Uday Pratap Pandey have executed sale Deed No.10959 dated 04.10.2024 in favour of accused Poonam Devi by committing forgery under a conspiracy despite the knowledge that said land was decreed in favour of the informant by the learned Court of Sub-Judge-I Bagaha in Partition Suit No.65/2012 and on the alleged sale deed Pankaj Kumar Pandey and Abhay Pratap Pandey are identifier and witness . Another sale deed no.10963 dated 04.10.2024 was also got executed in favour of accused person no.6 to 13 as mentioned in complaint petition under conspiracy and forgery on which Pankaj Kumar Pandey and is identified and witness. FIR was registered on the basis of complaint petition of the complaint/informant u/s-156(3) Cr.P.C.

It is submitted on behalf of the petitioners that they have been falsely implicated in this case due to dirty village politics and enmity. Petitioners have not filed any other bail petition except this one either in this court or any superior court or Hon'ble High Court Patna uptill now. Petitioners are also named in a case no. 169/24 u/s 308(3), 32494) BNS. Chandi Pandey, Bhagwati Pandey and Kalka Pandey are sons of Thakur Dayal Pandey and they were the Khatiyani raiyat of Khata no. 56 and 57 in which the complainant is the heirs of Bhagwati Pandey and the petitioners no. 1 to 4 are the heirs of Chandi Pandey. The petitioners are descendants of one of the recorded tenants namely Chandi Pandey and have exercised their inherent right with respect to the land.

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25.03.2026 The informant side has deliberately presented a false story of partition ignoring the genealogy of the original recorded tenants. When it has come to the knowledge the petitioners have filed a Title Suit No.295/2024 against the informant Keshav Sharan Pandey and his brother to set-aside the Judgment passed in P.S.No.65/2012 which is pending in Court uptil now. Being agrieved from the P.S.Case No.44/1940 party has filed another P.S NO.126/1959 in which suit land of P.S.No.65/2012 whas the subject matter of the Suit in which decree was passed then aggrieved person hav filed T.a NO.13/1992 is uptill now sub-judice in the Court of DASJ-IV bagaha. Hence they may kindly be granted privilege of anticipatory bail.

On the other hand learned Addl. P.P vehemently opposed the prayer of anticipatory bail of the petitioners and submitted that petitioners have committed forgery under a conspiracy and they do not deserve privilege of anticipatory bail.

Heard the parties and perused the trial Court reocord. Upon perusal of the same, it appears that there is land dispute between the parties and in support of this fact certified copy of relevant documents related to T.S. 295/24 has been filed. After investigation police submitted final form against the petitioners, but Learned court below took cognizance of the offence u/s 318(4), 329(1), 329(3), 111(2), 111(3), 111(4), 111(6), 111(7), 336(2), 336(3), 338, 351(2), 329 (4), 340(2), 308(1), 308( 2), 61(2). Admittedly petitioners are descendants of one of the recorded tenants.

Considering the facts and circumstances of the case and material available on record as discussed above, petitioners in event of their arrest or surrender before the learned Court below within a period of one month from the date of receipt/production of a copy of this order, are directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Court below subject to the conditions as laid down u/s-438(2) Cr.P.C.

(Dictated & Corrected)

  
(Ravi Ranjan)

I/C District & Addl. Sessions Judge III