

In the Court of Additional Sessions Judge-I, Danapur

(Present:- Sri Kumar Gunjan, Addl. Sessions Judge- I, Danapur)

A.B.P. No. 1784 of 2026

(Arising out of Bihta P.S. Case No. 822 of 2023)

1. Vishwanath Kumar, son of Tapeswar Rai @ Tapeswar Yadav,
2. Lal Babu Rai @ Lal Babu Kumar, son of Tapeswar Rai @ Tapeswar Yadav,
Both Resident of: Village- Anwa Imar, Kab, P.S.- Ranitalab, Distt.- Patna,

..... Petitioners

Versus.

The State of Bihar.

..... Opp.Party

Learned counsel for the petitioners :- Sri Ashok Chaudhary, (Advocate)

Learned counsel for the State :- Sri Ramkeshwar Prasad (A.P.P.)

Order.

07-08-2026 This Anticipatory Bail petition has been filed on behalf of the above-named petitioners, who are apprehending their arrest in connection with Bihta P.S. Case No. 822 of 2023, registered under Sections 341, 342, 323, 325, 307, 504, 506, 34 of the I.P.C., pending in the Court of learned A.C.J.M.- II, Danapur.

Heard the learned counsels for the parties.

Apart from pleading innocence, false implication and clean antecedent, learned counsel for the petitioners submits that earlier their prayer for anticipatory bail was rejected on 07-11-2023, by the Additional Sessions Judge- III, Danapur. It is further submitted that the petitioners are truck drivers by profession and they were not present at the alleged date and place of occurrence and they have been implicated in this case due to being relative from the matrimonial side of co-accused Baban Yadav and a land dispute is also going on between Baban Yadav and informant. It is further submitted that the I.O. did not submit a charge-sheet against the petitioners but the learned Court has taken cognizance against them along with the charge-sheeted accused. All the alleged Sections are bailable in nature except Section 307 of I.P.C., which is super addition and ornamental. It is further submitted that the wife of co-accused Baban Yadav has also lodged a case in Bihta P.S., bearing No. 823 of 2023, against the informant and his brothers. The petitioner is ready to abide by the conditions laid down under Section 438 Cr.P.C. and 482 of B.N.S.S.. In the light of the above submissions, learned counsel prayed for grant of anticipatory bail to the petitioners.

Learned Addl. P.P. opposed the payer for bail.

Perused the record. Admittedly, Anticipatory Bail Application of these petitioners has been rejected earlier by the Court of learned Additional Sessions Judge- III, Danapur on 07-11-2023 and since then there is no new material available on the record to reconsider their prayer for Anticipatory Bail.

Therefore, considering all these facts, I am not inclined to grant the privilege of Anticipatory Bail to the petitioners. Accordingly, the anticipatory bail petition of the petitioners **Vishwanath Kumar and Lal Babu Rai @ Lal Babu Kumar**, is hereby **rejected**.

Let a copy of this order be sent to the concerned Court for information and needful.

(Dictated)

Sd./-

(Kumar Gunjan)

Addl. Sessions Judge-I, Danapur.