

IN THE COURT OF DISTRICT AND ADDITIONAL SESSIONS JUDGE-1st-
CUM-SPECIAL JUDGE (SC/ST, CHILDREN & NDPS ACT)
AURANGABAD (BIHAR)

Present: Vishwa Vibhuti Gupta, District & Additional Sessions Judge-1st-cum- Special Judge
(SC/ST, CHILDREN & NDPS ACT) Aurangabad, Bihar.

REGULAR BAIL APPLICATION NO. 19 OF 2026
AURANGABAD(TOWN) PS CASE NO: 291 OF 2025

Khalid Hussain	Petitioner/Accused
State of Bihar	Prosecution
Versus	

Appearance:	
Learned Counsel for the accused/petitioner	- Shri Anil Kumar
Learned Counsel for the State	- Shri Shakti Kumar Singh

Order with signature of the Court

<u>Dated</u> <u>13.01.2026</u>	A regular bail petition has been filed on behalf of the accused/petitioner namely Khalid Hussain who is in judicial custody since 20.12.2025 in connection with Aurangabad(Town) PS Case No. 291/2025 dated 14.05.2025 under Sections 318(4),316(2),338,340(2),3(5) of the Bhartiya Nyaya Sanhita (BNS), 2023. After furnishing the copy of the bail petition to the Ld. APP for the State this bail petition pressed today. The learned counsel for the accused/petitioner reading out the contents of the F.I.R., submitted that the accused/petitioner is innocent and he has committed no offence. No any bail petition has earlier been filed on behalf of the petitioner either before this court or the Hon'ble High Court. The petitioner is not a party in bai-beyana deeds dated 19.09.2024. So, section 316, 338, 34 of BNS are not applicable against him. According to the FIR, the informant Ranjeet Kumar and his brother Sanjeet Kumar have not paid any amount to this petitioner. So, no allegation of section 318(4) of BNS is made out against him. The petitioner has no concern with the land and with the alleged agreement of sell and purchase. The petitioner is simply doing the work of electric mistry for his livelihood. There is no chance of his absconding. The petitioner has no criminal history. The petitioner ha been languishing in judicial custody since 20.12.2025 and the accused-petitioner is man of means and it has been prayed to extend the privileges of bail to the accused-petitioner. Per-contra, the Ld. APP for the State has opposed the bail application and
-----------------------------------	--

IN THE COURT OF DISTRICT AND ADDITIONAL SESSIONS JUDGE-1st-
CUM-SPECIAL JUDGE (SC/ST, CHILDREN & NDPS ACT)
AURANGABAD (BIHAR)

Present: Vishwa Vibhuti Gupta, District & Additional Sessions Judge-1st-cum- Special Judge
(SC/ST, CHILDREN & NDPS ACT) Aurangabad, Bihar.

REGULAR BAIL APPLICATION NO. 19 OF 2026
AURANGABAD(TOWN) PS CASE NO: 291 OF 2025

Cont.... 13.01.2026	stated that the accused-petitioner does not deserve the regular bail. Heard both the parties and perused the case record. After perusal of the case record, it transpires that the FIR registered in Aurangabad(Town) PS Case No. 291/2025 dated 14.05.2025 under Sections 318(4),316(2),338,340(2),3(5) of the Bhartiya Nyaya Sanhita (BNS), 2023 against the accused/petitioner. Further, from perusal of the case record, the petitioner is named accused in the FIR and the allegation against him is that the petitioner entered into an agreement to sale to the informant which is bone of contention and informant has received earnest money in lieu of agreement to sale for which civil suit is pending in the Civil Court. From perusal of the case record, it appears that without giving notice to the accused and without assigning ground and reason of arrest to the accused makes the arrest of the accuses is illegal and void. Considering the above facts and circumstance of the case and without going to the merit of this case, the accused/petitioner is granted provisional bail on furnishing bail bonds of Rs. 10,000/-(Ten thousand) with two sureties of like amount each to the satisfaction of the Court till from today to 27.01.2026. Put up this case on 28.01.2026 for hearing the bail petition on merit. Dictated by (Vishwa Vibhuti Gupta) District & Additional Sessions Judge-1st-cum- Special Judge (SC/ST, CHILDREN & NDPS Act) Aurangabad, Bihar. Dated: 13.01.2026	
--	--	--

IN THE COURT OF DISTRICT AND ADDITIONAL SESSIONS JUDGE-1st-
CUM-SPECIAL JUDGE (SC/ST, CHILDREN & NDPS ACT)
AURANGABAD (BIHAR)

Present: Vishwa Vibhuti Gupta, District & Additional Sessions Judge-1st-cum- Special Judge
(SC/ST, CHILDREN & NDPS ACT) Aurangabad, Bihar.

REGULAR BAIL APPLICATION NO. 19 OF 2026
AURANGABAD(TOWN) PS CASE NO: 291 OF 2025

<u>Cont....</u> 13.01.2026		
-------------------------------	--	--

**IN THE COURT OF DISTRICT AND ADDITIONAL SESSIONS JUDGE-1st-
CUM-SPECIAL JUDGE (SC/ST, CHILDREN & NDPS ACT)
AURANGABAD (BIHAR)**

**Present: Vishwa Vibhuti Gupta, District & Additional Sessions Judge-1st-cum- Special Judge
(SC/ST, CHILDREN & NDPS ACT) Aurangabad, Bihar.**

REGULAR BAIL APPLICATION NO. 19 OF 2026 AURANGABAD(TOWN) PS CASE NO: 291 OF 2025

--	--	--