

IN THE COURT OF SESSIONS JUDGE, AURANGABAD (BIHAR)

B.P. No. 239/2026

Arising out of Aurangabad (Town) P.S. Case No. 724/2025

Present:- Rajeev Ranjan Kumar, Sessions Judge, Aurangabad (Bihar)

Nitesh Kumar, S/o Kamlesh Singh, age-32 years, R/o village- Chapuk, P.S.- Goh,
District- Aurangabad (Bihar).

... .. Petitioner(s)

Versus

The State of Bihar

... ..Opposite Party(s)

Appearance :

| | | |
|-----------------------|---|-----------------------------------|
| For the Petitioner(s) | : | Sri Krishna Pratap, Adv. |
| For the Informant | : | Sri Anjani Kumar Srivastava, Adv. |
| For the State | : | Sri Ajay Kumar, P.P. |

10.03.2026

The petitioner, who has been undergoing judicial custody since 19.02.2026, preferred this application for grant of regular bail in connection with Aurangabad (Town) P.S. Case No. 724/2025 instituted for the offence u/s 126(2), 115(2), 117(2), 109(1), 303(2), 352, 351(2), 3(5) of the Bharatiya Nyaya Sanhita, 2023. A copy of the bail petition has been served upon Ld. P.P. for the state.

The brief facts of the case are that on 22.11.2025 at 15:00 hours co-accused Sonali Singh and Tara Devi entered into altercation with the informant Madhu Singh regarding parking of bicycle. It is alleged that on 19:50 hours, the named accused persons including the petitioner and 6-7 unknown persons armed with sword, knife, lathi and danda entered into the house of informant and abused her. In the meantime, Nitesh Kumar (petitioner herein) stabbed on the head of informant leading to head injury. Dipak Kumar assaulted over the head of informant's husband namely Rakesh Kumar Singh by a sword as a result of which he sustained head injury. Chhotu Kumar assaulted to Shubham Kumar and Kalni Devi. Accused persons snatched a gold chain of informant's son.

It has been submitted by the learned counsel for the petitioner that the petitioner is quite innocent and has committed no offence. He has been falsely implicated in this case. Petitioner is the nephew of informant. There is land dispute going on between the parties. The present case is the counter blast of Town P.S. Case No. 725/2025. It is further submitted that compromise has been taken place between the parties and they have settled their dispute amicably. A compromise petition to that effect has been filed. Petitioner is having no criminal antecedent. It is lastly submitted that petitioner has been languishing under custody since 19.02.2026. It is therefore prayed that the petitioner be given the privileges of bail.

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Learned counsel for the prosecution has also submitted that compromise has been arrived between the parties and they have amicably settled their dispute.

Heard learned counsel appearing for the petitioner as well as learned counsel for the informant and learned P.P. for the State.

It is alleged against the petitioner and other accused persons that they had abused and entered into the house of the informant. The petitioner had caused head injury to the informant by a knife. One co-accused Deepak Kumar had caused head injury to her husband by a sword. Thereafter, one co-accused Chhotu Kumar had injured to the son of informant and one Kalni Devi. It is further alleged that they had snatched a gold chain from the neck of her son and they hurled threatening to kill them. From perusal of an F.I.R. and the case diary, it appears that the petitioner and the informant are family members. Although, it is alleged against the petitioner that he had caused head injury to the informant, which was found to be grievous injury but the aforesaid injury appears to be caused by hard and blunt object and not by a knife. Injury sustained by other persons are found to be simple in nature. Petitioner has been languishing under judicial custody since 19.02.2026. It is mentioned at para-3 of the bail petition that the petitioner is having clean antecedent. However, on last date, the informant appeared before the court and she stated that she has compromised the case with the accused persons including the petitioner and compromise petition in that regard was filed. Informant stated that she does not want to pursue her case against the accused persons including the petitioner. She has recovered the injury sustained by her.

Considering the fact that the petitioner and the informant are family members, matter has been compromised between the parties and the fact that the petitioner has been undergoing judicial custody since 19.02.2026 and he is having clean antecedent. **Hence, the bail petition filed on behalf of the petitioner Nitesh Kumar is hereby allowed.** It is directed to release the petitioner on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount.

Dictated

(Rajeev Ranjan Kumar)
Sessions Judge
Aurangabad (Bihar)