

IN THE COURT OF SESSIONS JUDGE, AURANGABAD (BIHAR)

B.P. No. 879/2026

Arising out of Kutumba P.S. Case No. 106/2026

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

Pankaj Ojha, S/o Rajendra Ojha, Age-35 years, R/o village- Kutumba, P.S.- Kutumba,
District – Aurangabad (Bihar).

... .. Petitioner(s)

Versus

The State of Bihar

... ..Opposite Party(s)

Appearance :

For the Petitioner(s)	:	Sri Mukesh Kumar Singh, Adv.
For the Informant	:	Sri Ashok Kumar Sinha, Adv.
For the State	:	Sri Ajay Kumar, P.P.

10.07.2026

The petitioner, who has been undergoing judicial custody since dated 02.07.2026, preferred this application for grant of regular bail in connection with Kutumba P.S. Case No. 106 of 2026 instituted under Section 126(2), 115(2), 109(1), 117(2), 352, 351(2), 351(3) of the Bharatiya Nyaya Sanhita, 2023. A copy of the bail petition has been served upon the learned P.P. for the State.

The briefly stated prosecution story is that on dated 30.06.2026 at about 08:30 a.m., the petitioner had assaulted to his wife with danda. When the sister of the informant Prerna Kumari had tried to save her aunt, the petitioner had caused injury over the hand of Prerna Kumar by danda.

Learned counsel for the petitioner has submitted that the petitioner is quite innocent and has been falsely implicated in this case. Nothing has been happened as alleged by the informant. As a matter of fact, the informant side provoked the wife of petitioner who is suffering from mental disease. Both parties are own family members. Petitioner has been made an accused in this case with ulterior motive. There is none and nothing on record against the petitioner. The case does not come within the ambit of Section 109(1) of BNS. It is further submitted that the matter has been compromised between the parties and they have amicably settled their dispute. Petitioner is having one criminal antecedent vide Kutumba P.S. Case No. 107/2026. It is lastly submitted that the petitioner has been languishing under judicial custody since dated 02.07.2026. It is therefore prayed that the petitioner be released on bail.

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

Heard learned counsel appearing on behalf of the petitioner, learned

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counsel for the informant and learned P.P. for the State.

The informant Ujjawal Kumar Ojha and the victim-cum-injured Purna Kumari appeared before the court and on being inquired, she states that Pankaj Ojha is her uncle and there was quarrel made between her uncle and aunt and due to intervention on her part, she sustained minor injury over her hand. There is no injury caused over her vital part of body. The informant Ujjawal Kumar Ojha states before the court that he had not sustained any kind of injury and both persons further state that they do not want to pursue this case against the petitioner since, the petitioner is their uncle. It is mentioned at para-3 of the bail petition that the petitioner is having one antecedent vide Kutumba P.S. Case No. 107/2026, which has been lodged by the wife of petitioner and petitioner has been languishing under judicial custody since dated 02.07.2026.

Considering the nature of allegation and the fact that compromise has taken place between the parties and the victim-cum-injured had not sustained injury over her vital part of body. Hence, **the bail petition filed on behalf of the petitioner Pankaj Ojha 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)