

**In the Court of Smt. Madhu Agrawal, District and Addl. Sessions Judge III,
Banka.**

Bail Petition. No. 305/2026.
Jaipur P.S. Case No:- 45/2026

1. Bikash Sharma, S/o Late Hira Mistry @ Hira Sharma

..... Accused/petitioner.

Versus

The State of Bihar.

o.p.

.....
For the petitioner:-

Sri Subhash Kumar Gupta, Ld. Advocate

For the State:-

Sri Pankaj Kumar, Ld. Addl. P.P

.....

ORDER

11.05.2026. The Bail petition **along with supplementary petition** filed on behalf of the accused/petitioner namely Bikash Sharma, who is in judicial custody since 18.04.2026 in connection with jaipur P.S. case no. 45/2026 Under sections 341, 323, 324, 307/34 of IPC is moved today.

Heard the learned Counsel for the petitioner and the learned Addl. P.P. for the state.

The prosecution case in brief is that on 26.07.2020 at about 07.30 P.M. the informant and his brother were sitting at the door of his house. Suddenly Ashok Sharma and Vikash Sharma armed with weapon and Ashok Sharma assaulted on the head of the Rupam Sharma with farsa and Vikash Sharma also assaulted with bhala due to which informant sustained injury on his left thumb. He further stated that it seems that both of them assaulted with intention to kill.

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The learned counsel for the petitioner submitted that the petitioner is quite innocent and has not committed any offence as alleged in the FIR. It has been further submitted that earlier ABP was filed before the court of District and Sessions Judge, Banka which was withdrawn and neither ABP nor regular bail petition has been filed either in this Ld. Court or the Hon'ble High Court, Patna. It has been further submitted that petitioners bear one criminal antecedent. It has been further submitted that petitioner is in judicial custody since 18.04.2026. It is stated that the petitioner was on bail before the court of CJM, Banka. It has further submitted that the case has been compromise between the petitioner and the informant and the compromise petition has been filed before the court below. Petitioner undertakes to comply with any conditions imposed by this court. It has been further submitted that petitioner is respectable person and he is ready to furnish the bail bond, which will be deem fit and proper. Hence, there is no chance of his absconding.

The learned Addl. P.P. for the state opposed the prayer of bail.

I have heard the rival submission of both the parties and perused the record along with the case diary. The allegation against the accused petitioner is that he along with other co-accused person assaulted the informant and his brother due to which they sustained injury. Injury is simple in nature. Investigation is over and charge-sheet has been submitted. Cognizance of the offences has been taken. Moreover, the petitioner is in judicial custody since 18.04.2026 and he undertakes to comply with any conditions imposed by this court. As per para 29 of case diary, the petitioner has one criminal antecedent.

Considering the facts and circumstance of the case, submission made by the parties, nature of allegation, after completion of investigation charge-sheet has been filed against the petitioner and period of judicial custody, the accused petitioner namely Bikash Sharma is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand only) with two sureties of the like amount each subject to the condition that (i) one of the bailor will be close relative of the accused petitioner. (ii) The petitioner will present in

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court whenever directed by the court to appear in person and will be duly represented through counsel on each and every date of hearing, (iii) The petitioner will co-operate in trial and will not influences the witnesses directly or indirectly in any manner. (iv) The petitioner shall physically present in the court till framing of charge.

Any observation made herein will be inconsequential during trial or any further stage of the case.

Dictated.

- Sd/-

Distt. and Addl. Sessions Judge-III

Banka.

11.05.2026

Memo No.....Dated.....

Copy of order forwarded to the court.....

Banka, for kind information and needful.

Distt. and Addl. Sessions Judge-III

Banka.

11.05.2026