

**IN THE COURT OF SESSIONS JUDGE, BANKA**

*Bail Petition No. 158 of 2026*

*Date of filing : 25.02.2026*

*Date of order : 19.03.2026*

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*Niranjan Kumar son of Ganesh Roy, resident of village-Chardhara, P.S.-  
Bandhuwa-Kurava, District-Banka*

*..... Petitioner*

*-Versus-*

*State of Bihar*

*.....Opposite Party*

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*Present :- Sri Subhash Kumar Gupta, Advocate for the Petitioner  
Sri Hira Lal Singh, Public Prosecutor for the State*

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**ORDER**

1. *Yearning for an order of emancipation the petition has been filed by the petitioner, who is booked in Jaipur Police Station Case No. 25 of 2024, for the offence allegedly committed under Sections 392 of BNS and is confined in jail since 13.04.2024.*

2. *The case of prosecution is based upon an application filed by one Marshal Kishku, with the allegations that while he was returning home on his motorcycle and when he reached near Chandan Dam in the forest at about 02:30, two motorcyclists intercepted him. Two persons stopped him and one of them by showing illegal pistol and assaulting him with a country-made pistol, forcibly took away his motorcycle. Thereafter, they fled away with his motorcycle towards the forest.*

3. *Learned counsel for the petitioner in his oral arguments submitted that he has falsely been implicated in this case and that he has no connection or nexus of any kind with the alleged occurrence. He is in judicial custody since 13.04.2024. It is further submitted that co-accused Dhananjay Kumar has already been granted bail by the Hon'ble high Court of Judicature at Patna vide criminal misc. no. 48301 of 2024 and accused Patel Kumar vide criminal misc. no. 45869 of 2024. The case of present petitioner is on similar footing.*

4. *In counter, learned public prosecutor stoutly opposed the bail application with the submissions that bail of present accused has already been dismissed by the Hon'ble High Court of Judicature at Patna*

5. *Heard rival submissions and perused the record. In this case, the accused/petitioner is confined in jail since 13.04.2024 i.e. for about 2 years. Co-accused Dhananjay Kumar and Patel Kumar have been emancipated by the Hon'ble High Court of Patna vide criminal misc. no. 48301 of 2024 and criminal misc. no. 45869 of 2024, respectively. The case of present petitioner is on similar footing. Charges in this case were framed on 30.09.2024 and the case is pending for prosecution evidence. At this stage, in the opinion of this court, there is no possibility of tempering with the prosecution evidence, hence, the accused Nirajan Kumar is ordered to be emancipated on his furnishing bails bonds of Rs. 10,000/- with two sureties in the like amount. Out of the two sureties, one will be close relative of the accused. The accused will also file an undertaking that he shall not indulge himself in any other case of similar nature and that he will personally appear on each and every date of hearing, in case of his third default in total, his bail will be cancelled.*

6. *File be consigned to the record room and that of trial court be sent back with a copy of this order.*

7. *Keeping in view the General Order no. 1 of 1991 (Criminal) dated 07.03.1991, the certified copy of FIR, if desired, be returned back to the petitioner on placing the xerox copy thereof on record.*

*(Dictated)*

*(Satya Bhushan Arya)*

*Sessions Judge, Banka*

*19.03.2026*