

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

**Bail Petition. No. 228/2026
Amarpur (Fullidumar) P.S case no. 90/2026.**

1. Amit Kumar, aged about 28 years, S/o Mahesh Yadav @ Karu Yadav

..... Accused/petitioner.

Versus

The State of Bihar.

O.P

.....

For the petitioner :-

Sri Ramkishore Yadav, Ld. Advocate.

For the state:-

Sri Pankaj Kumar Singh Ld. Addl. P.P.

For the informant:-

Sri Pankaj Kumar Manjhi, Ld. Advocate

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ORDER

01.06.2026. Bail petition has been filed on behalf of the custody accused/petitioner namely Amit Kumar, who is in judicial custody since 09.03.2025 in connection with Amarpur (Fullidumar) P.S. case no. 90/2026 Under sections 140(3), 61(2), 308(5), 3(5) of BNS is moved today.

Heard the learned counsel of the petitioners and Ld. Addl.P.P for the state assisted by the Ld. Counsel for the informant along with the informant.

The prosecution case, in brief is that on 04.02.2026 at about 02.00 P.M. the informant came from his house to Fullidumar to meet his relative. After meeting the relative, when he was going back to his house. In the meantime, four persons 1. Shivam Kumar Yadav 2. Pratik Kumar Yadav 3. Raghu Kumar 4. Amit Kumar caught hold him and took him to the forest and started beating. They snatch his ATM and asked for the ATM pin by beating. Then after, Shivam Kumar Yadav and Pratik Kumar went to withdraw money from the ATM on his motorcycle. After that, they blindfolded him and kept in the School and started assaulting with the intention of killing. At around 04.05 A.M. when the police reached there, on seeing the light of vehicle, all of them jumped over the bound-

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ary and managed to escape.

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 on behalf of the petitioner 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 petitioner has no criminal antecedent except this case. It has been further submitted that petitioner is in judicial custody since 09.03.2026. t has further stated that there is no application of section 140(3)/61(2) and section 308(5) in this case as no demand of ransom was made by the petitioner. It has further submitted that parties have compromised the case and a joint compromise petition duly signed by the respective lawyers is annexed with the record. Today the informant along with his counsel are present before the court and have no objection if bail is granted to the petitioner. 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 fairly submitted that parties have compromised the case and a joint compromise petition duly signed by the respective lawyers is annexed with the record. Today the informant along with his counsel are present before the court and have no objection if bail is granted to the petitioner.

The Learned counsel for the informant along with the informant conceded on the submission made by the Ld. Addl. P.P.

I have heard the rival submission of both the parties and perused the case diary. No specific allegation is made out against the accused-petitioner. Injury is simple in nature and is not caused on the vital part of the body. Moreover, the petitioner is in judicial custody since 09.03.2025 and he undertakes to comply with any conditions imposed by this court. Informant along with his counsel are present before the court and has no objection if bail is granted to the petitioner. As para 03 of the bail petition and as per para 50 of the case diary, peti-

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tioner bears no criminal antecedent.

Considering the facts and circumstance of the case, submission made by the parties, material available on the record, nature of allegation and period of judicial custody, the above-named accused petitioner namely 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 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.

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.

- Sd/-

Distt. and Addl. Sessions Judge-III

Banka.

01.06.2026

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

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

Banka, for kind information and needful.

Distt. and Addl. Sessions Judge-III

Banka.

01.06.2026