

Present: Raj Narayan Nigam
Dist. & Addl. Sessions Judge-1 cum Spl. Judge of NDPS Act & P.O of Children Court cum present
Assignment, Begusarai
BA No. 113/2026
Arvind Kumar Vrs. State of Bihar
Date of Order: 13.03.2026

**In the Court of Dist. & Addl. Sessions Judge-1 cum Spl. Judge of NDPS
Act & P.O of Children Court cum present Assignment, Begusarai**

B.A. No. 113 of 2026

Arising out of Bachhwara P.S. Case No. 268/2021

Arvind Kumar Vrs. State of Bihar

13.03.2026

Heard the learned counsel for the petitioner namely **Arvind Kumar** aged about 35 years s/o-Kamal Rai R/o-village-Rani tol, P.S.-Bachhwara Dist.-Begusarai who is in custody since 09.10.2025 and also heard learned Addl. P.P. for the State on the bail petition dated 17.01.2026 in connection with Bachhwara P.S. Case No. 268 of 2021 u/s-341, 323, 337, 307, 448, 427, 504, 379/34 of IPC pending in the Court of Id. CJM, Begusarai.

The prosecution story in brief is that on 18.11.2021, at about 02:00 p.m five FIR named accused persons including the petitioner armed with sharp cutting weapon came to the house of informant and looted golden ornaments and cash of Rs.10,000/- by breaking box kept in his house. When the informant's wife and his daughter-in-law tried to stop, then, the accused persons assaulted and injured them. On hulla, the accused persons assaulted the informant with Lathi. On seeing the villagers, they fled away from there. So this case.

The learned counsel on behalf of the petitioner has submitted that no B.A or A.B.A. moved before this Court or before the Hon'ble High Court. There is no criminal antecedent against the petitioner. The petitioner is quite innocent and have not committed the offence. The petitioner has been falsely implicated in this case due to ill motive of the informant. All sections are bailable in nature except u/s-307& 379 of IPC which are not made out against the petitioner. The other co-accused persons have already been granted bail by Ld. Predecessor Court as well by the Ld. Principal Dist. & Sessions Judge, Begusarai. The petitioner is in judicial custody since 09.10.2025. So considering these facts the petitioner may be enlarged on bail.

On the other hand, the Addl Spl. PP for State has vehemently opposed the prayer of bail to this accused/petitioner.

Having heard both the parties and perused the case record as well as case diary. On perusal of record, it appears that the petitioner is named accused in Bachhwara P.S. Case No. 268 of 2021 u/s-341, 323, 337, 307, 448, 427, 504, 379/34 of IPC. On perusal of FIR as well as case diary, it transpires that there is allegation against the petitioner is that he along with other co-accused persons armed with sharp cutting weapon came to the house of informant and looted golden ornaments and cash of Rs.10,000/- by breaking box kept in his house. They also assaulted and injured the informant's wife and daughter-in-law. Upon perusal of record, it appears that there is no specific allegation against him. Furthermore on perusal of injury reports

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of informant and others, it is evident that they got simple injuries. Further appears that co-accused persons have already been granted bail by the Ld. Principal Dist. & Sessions Judge and Ld. Predecessor Court. The accused-petitioner is in jail since 09.10.2025 having no criminal antecedent as per statement made at para 3 of bail petition.

Considering the above facts and circumstances and also as per allegation as well as considering the period of custody, I am inclined to enlarge the petitioner on bail on furnishing bail bonds of worth Rs.10,000/- with two surities of like amount each to the satisfaction of the learned trial Court on following conditions:-

- (1) One of the bailors should be close relative of the petitioner.
- (2) The petitioner shall file undertaking to maintain law & peace and not to indulged in offence of similar in nature in future otherwise their bail bonds would be cancelled.

(Dictated & Corrected)

Sd/-

Raj Narayan Nigam

Dist. & Addl. Sessions Judge-1

cum Spl. Judge of NDPS Act & P.O of

Children Court cum present

Assignment, Begusarai/dated 13.03.2026

Date of Judgment / Order	13.03.2026
Date of Reseving Judgment / Order	N.A
Uploading Date	17.03.2026
Uploaded by	J.P