

**In the Court of District & Addl. Sessions Judge-II, Begusarai**  
**Present: Brajesh Kumar Singh**

**B.A No- 272/2026**

**(Arising out of Bachhwara P.S Case No- 451/2025)**

**In the matter of:-**

Dilkhush Kumar @ Nepo @ Nepla, aged about 45 years, S/O- Pappu Kumar, R/O-Village- Pidhauri, Ward No.-02, P.S.- Teghra, Distt.- Begusarai.

.....Petitioner/Accused person

Vs.

State of Bihar

.....Prosecution

**Ld. Counsel for the petitioner- Sri. Aniket Agraj, Ld. Adv**

**Ld. Counsel for the State- Sri. R.P. Yadav, Ld. Addl.P.P.**

**AND**

**B.A No- 359/2026**

**(Arising out of Bachhwara P.S Case No- 451/2025)**

**In the matter of:-**

Raushan Kumar, aged about 35 years, S/O- Late Abhishek Singh, R/o-village- Dularpur, Ward No.-02, P.S.-Teghra, Distt.-Begusarai.

.....Petitioner/Accused person

Vs.

State of Bihar

.....Prosecution

**Ld. Counsel for the petitioner- Sri. Baidyanath Prasad, Ld. Adv**

**Ld. Counsel for the State- Sri R.P. Yadav, Ld. Addl.P.P.**

**ORDER**

**02.04.2026**

1) Both the bail applications under section 482 of Bharat Nagrik Suraksha Sanhita ("B.N.S.S") have been arisen out of the common **Bachhwara P.S Case No- 451/2025**. The accused-petitioner, namely, (i) Dilkhush Kumar @ Nepo @ Nepla has been in judicial custody since 27.12.2025, and the accused-petitioner, namely, Raushan Kumar has been in judicial custody since 20.02.2026. The Bachhwara P.S Case No- 451/2025 is registered for the offences under Sections 109, 352, 309(5) Bharatiya Nyay Sanhita, 2023 ("B.N.S") and 27 of Arms Act.

2) As per para 34 of the case diary, the petitioner Dilkhush Kumar is the main assailant, who allegedly fired gunshots, which hit Bittu Kumar. In the FIR, the allegation is of firing of the gunshots by one of the miscreant, and in para no.- 34 the main miscreant is again Dilkhush Kumar. Even if, para 34 contains the confessional statements made by petitioner Dilkhush Kumar, which may be inadmissible in law, yet the injured has suffered gunshots injury, therefore, the allegation appears to be fully corroborated. However, the name of the petitioner-accused Raushan Kumar has been revealed in the same confessional statement of the co-accused, allegedly whose vehicle was used for taking the injured to the hospital, but this fact is negated in the FIR itself wherein some other vehicle was

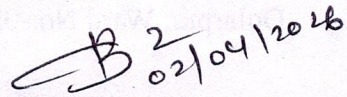
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used to take the injured to the hospital. Moreover, the case of Raushan Kumar is similar to that of the co-accused Prem Kumar, who has been already conferred the privilege of bail in B.A. No.- 150/2026 by vide order dated 12.02.2026, and apart from the averments of the confessional statements against the accused Raushan Kumar, there are no substantial evidence against him. Thus, I find many incriminating materials against the accused -Dilkhush Kumar @ Nepo @ Nepla, being the main assailant, hence, I hereby refuse the privilege of bail to the accused- Dilkhush Kumar @ Nepo @ Nepla, whereas I am inclined to direct to release the petitioner-accused, Raushan Kumar on bail on furnishing bail bonds of Rs.10,000/- with two sureties of like amount each to the satisfaction of Id. concerned court.

3) The B.A. No- 359/2026 is hereby **allowed**, and the B.A. No.- 272/26 is hereby **rejected**.

(Dictated)

 02/04/2026

(Brajesh Kumar Singh)

District & Addl. Sessions Judge-II,

Begusarai.

02.04.2026

B.S.  
02/04/26