

In the Court of Addl. Sessions Judge, Manjhaul (Begusarai)
B.A. No-172/2026
Cheriyabariyarpur P.S. Case No- 235/2025

In the matter of :

Avinash Kumar Singh, aged about 44 years, s/o- Kishori Singh
R/o- Vill- Khanjapur, Ward No. 03, P.S.- Cheriyabariyarpur, District-Begusarai
Vs.
State of Bihar

Ld. counsel for the petitioner: Md. Shakeel Ahmad, Id. Adv.
Ld. counsel for the State: Sri Rakesh Kumar, Id. A.P.P.
Ld. counsel for the informant: Sri Abhishek Kumar, Id. Adv.

Date of Order- 09th March, 2026

Present:-
Sanjay Kumar Singh
Addl Sessions Judge,
Subdivisional Civil Court,
Manjhaul, Begusarai

1. The petitioner Avinash Kumar Singh seeks regular bail in connection with Cheriyabariyarpur P.S. Case No-235/2025 for the offences punishable under section- 115(2), 126(2), 352, 351(2), 303(2), 118(1), 118(2), 3(5) of BNS. The copy of the bail petition has already been served to Ld. A.P.P. for the state. The Ld. counsels for the parties have been exhaustively heard.
2. The case of the prosecution is in written report of one Munni Devi stated that on 27.12.2025 at about 07.00 pm her son with his friend Anand Kumar was going to his sister home from his car to give her Rs.2,50,000/. On the way, accused persons namely Avinash Kumar Singh, Chhotu Kumar and one unknown person stopped the informant's son and took out him from car and abused and stabbed him with knife and rod, they also snatched his 250000/ rupees.
3. Learned counsel for the petitioner submitted that the aforesaid accused petitioner is quite innocent and have committed no offence. No bail application has ever been filed on behalf of the petitioner either before your honour or before any higher court earlier. There is one criminal antecedent against the petitioner. The petitioner is in custody 20.01.2026 and since then he is rotting in jail custody. Entire prosecution story is totally false and concocted one. This petitioner has falsely been implicated in this case out of malice and personal grudge. The informant of this case is next door neighbour of these petitioners. The alleged sections of this case areailable except section 303(2), 118(1), 118(2) of BNS which are not applicable in

this case. In fact the present informant and his family members brutally assaulted the family members of this petitioner, for which a counter case Cheriabariyarpur P.S. Case No. 234/2025 is filed against the family members of the present informant. The petitioner belongs to very respectable family and there is no chance of absconding or tempering with the prosecution witnesses. On these grounds the Id. counsel prays that the petitioner be admitted to regular bail.

4. Learned counsel for the State opposed the prayer of regular bail to the petitioner.

5. Heard Ld. counsels of both the parties and perused the case record. At the outset it be mentioned that the case diary was called for and the same has been annexed with the record for perusal. On perusal of FIR, case diary and other material available on judicial record, this case has been registered u/s- 115(2), 126(2), 352, 351(2), 303(2), 118(1), 118(2), 3(5) of BNS against the accused persons. The petitioner is named in the FIR. There is no any specific allegation against the petitioner rather the allegation is general and omnibus. As per para-54 of case diary caused injury no 3 is simple and injury no 1 & 2 are reserved till USG report but as per para-40 of the case diary the injured Himanshu Kumar did not get his x-ray done despite advised by doctor. The petitioner is in judicial custody since 20.01.2026. Hence, considering the period of custody as well as facts and circumstances of the case, I am of the opinion that the petitioner deserves bail. Thus, the petition stand allowed, the petitioner is directed to release on bail on furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of Id. court below.

The observation made in the present bail order is only for the purpose of deciding present petition and will not affect the factual matrix of the trial of the present case.

Dictated

**Sanjay Kumar Singh
Addl. S.J., Manjhaul**

Date of Judgment / Order	09.03.2026
Date of Reserving Judgment / Order	09.03.2026
Uploading Date	10.03.2026
Uploaded by	Md. Zeeshan Ali Ahmad