

Anticipatory Bail Petition No. 484/2026

(Arising out of **Shahkund P.S. Case No. 227/2025**)

1. Madhukunj Kumar @ Madhukunj Raj, age 26 years,
2. Nikunj Kumar @ Nikunj Raj, age 28 years, both sons of Ravindra Yadav..... **Petitioners**
Versus

The State of Bihar & anr. **Opp. Parties**

For the Petitioner : Mr. Satyendra Jha, Ld. Advocate.

For the State : Mr. D.N. Sahay, Ld. A.P.P.

Date of order	Order with signature of the court
1	2
17-04-2026	This is a petition for anticipatory bail filed on behalf of the above named accused petitioners who apprehension their arrest in connection with Shahkund P.S. Case No. 227/2025, for the offence U/s 126 (2), 115 (2), 352, 303 (2), 109, 117 (2), 3 (5) BNS. On behalf of the petitioners a certificate has been given in bail petition that earlier no bail petition in any form has been filed on their behalf either before the Court of Ld. Principal Sessions Judge, Bhagalpur or before the Hon'ble High Court, Patna. At para-3 of supplementary bail petition, accused petitioners have given certificate that they accused-petitioner namely Madhukunj Raj @ Madhukunj Kumar has one criminal antecedent bearing Shahkund P.S. Case No. 132/25 U/s 126 (2), 115 (2), 117 (2), 303 (2), 352, 351 (2), 3 (5) BNS and there is no criminal antecedent against accused Nikunj Kumar. Prosecution case, as per FIR of informant Rajednra Yadav, in brief, is that on 17.12.2025 at about 07:15 hours he was coming his home with milk, in the meanwhile, Vikrant Raj is present at his home and he reached at his home and saw that Madhukunj Kumar, Nikunj Kumar, Ravindra Yadav, Vikrant Kumar handed with lathi, danda, iron rod and illegal weapons in their hands came and started abusing and with intention to kill assaulted the son of informant by which his son got head and finger injury and when he reached to rescue his son then they have also assaulted him. Madhukunj and Nikunj Kumar snatched gold chain on the point of pistol. The reason of occurrence is about 25 Quaintal paddy were looted from outside. Hence, this FIR is lodged. The learned counsel for the petitioners has submitted that the petitioners are innocent and have committed no offence and they have been falsely implicated in this case. It was further submitted that petitioners are nephew of the informant and there is land dispute in between both the parties and except sections 109, 303 (2) BNS, rest sections are bailable in nature and these sections are not made out against the accused-petitioners. On such basis, it has been prayed that petitioners deserve anticipatory bail.

IN THE COURT OF SRI DEEPAK KUMAR-I, ADDITIONAL SESSIONS JUDGE- II, BHAGALPUR

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17-04-2026 Contd. P/2	The Ld. A.P.P. for the State opposed the prayer for anticipatory bail of the petitioners. Heard both the parties. Perused the case record as well as case diary and on perusal the same it transpires that there are allegations against these accused-petitioners that they alongwith other co-accused persons have with intention to kill assaulted the son of informant and him by means of lathi, danda, iron rod and illegal weapons by which his son and he became head and finger injury. Para-2 of the case diary are the restatement of informant who reiterated the prosecution case. Para-3, 8, 9, 22 & 23 of the case diary are the statements of witnesses who have also supported the prosecution case. Doctor has opined that injury report of injured Rajendra Yadav is simple in nature and On perusal of injury report of injured Nikranth Raj the doctor has found fracture of left 1st phalanges and has opined that the nature of injury is grievous which is not on vital part of the body. Further, except section 303 (2) & 109 BNS, rest sections are bailable in nature and section 303 (2) is an ornamental. Para-31 of the case diary reveals that accused-petitioner namely Madhukunj Raj @ Madhukunj Kumar has one criminal antecedent bearing Shahkund P.S. Case No. 132/25 U/s 126 (2), 115 (2), 117 (2), 303 (2), 352, 351 (2), 3 (5) BNS and there is no criminal antecedent against accused Nikunj Kumar. Further, there is land dispute between both the parties. Further, investigation has been pending against these accused-petitioners. In the above facts and circumstances, the present anticipatory bail petition is not a fit case of grant of anticipatory bail to the petitioners. Therefore, the anticipatory bail petition of the petitioners named above is hereby disposed off with direction to the petitioners to surrender before the Ld. Trial Court within four weeks from the date of receipt of this order and seek regular bail and Ld. Trial Court may consider the merits of the case and pass appropriate order on regular bail in accordance with law. Sd/- Additional Sessions Judge II Bhagalpur.