

**IN THE COURT OF SRI RAJ NARAYAN NIGAM, DISTRICT & ADDITIONAL SESSIONS JUDGE- I,  
BHAGALPUR**

**Bail Petition No. 466/26**

**(Arising out of Jagdishpur P.S. Case No 191/16)**

**U/s 147, 148, 149, 302, 120(B) IPC and 27 Arms Act.**

**Kailash Mandal @ Kailash Singh versus The State of Bihar**

**Kailash Mandal @ Kailash Singh**, aged about 38 years, S/o-Ramdeo Mandal  
R/o Village- Rupauli, P.S. Jagdishpur, District- Bhagalpur.

**Petitioner**

**versus**

**The State of Bihar**

**Opposite Party**

For the Petitioner : Mr. Akshay Shukla, Ld Advocate.

For the State : Mr. Vijay Kumar Singh, Ld Additional PP.

| Date of order or proceeding | Order with signature of the court                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Office action taken with date |
|-----------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------|
| 1                           | 2                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 3                             |
| 02-06-2026                  | <p>The accused-petitioner namely <b>Kailash Mandal @ Kailash Singh</b> who are in custody since 02-02-2026 has filed this bail petition in connection with <b>Jagdishpur P.S. Case No. 191/16</b> registered under Sections 147, 148, 149, 302, 120(B) IPC and 27 Arms Act.</p> <p>On behalf of the petitioner a certificate has been given in para 2 of the bail petition that the petitioner had filed an anticipatory bail 1217/2016 which was dismissed vide order dt. 05-08-2016. Thereafter petitioner filed Criminal Miscellaneous 38738/2016 which was dismissed by Hon'ble High Court of Patna with a direction that to the petitioner surrenders within 4 weeks and pray for regular bail but the petitioner could not surrender before stipulated period. The petitioner again filed anticipatory bail 1929/2025 which was dismissed vide order dt. 24-09-2025 by the then predecessor of this court and thereafter he had not filed any bail petition in any form either in the court of Learned Sessions Judge, Bhagalpur or before the Hon'ble High Court Patna. Further the petitioner has two criminal antecedent as per para 3 of the bail petition which are relating to mining department.</p> <p>The prosecution case as per written application of the informant namely Soni Devi in brief is that at about 6 PM she and her husband opened their general store. In the meantime, accused Bajrangi Mandal, Ravindra Singh, Devendra Singh, Kishan, Ramdeo Mandal, Kailash Mandal and three unknown persons armed with weapons entered in her general store and started looting of articles and money of general store. On protest, an order of shot was given to Banrangi by Kishan and he shot on temple of informant's husband Shankar Choudhary due to which he started screaming. Then Ramdeo ordered Ravindra to shot him as he was still alive and thereafter, Ravindra also shot at his temple due to which informant's husband died at the spot. Informant further stated that, all the above named accused persons were also planning to shot her also but the nearby people gathered and they raised alarm so the accused persons ran away towards river by threatening for dire consequences and the present case was lodged.</p> <p>The learned counsel for the petitioner submitted that the petitioner is innocent</p> |                               |

**IN THE COURT OF SRI RAJ NARAYAN NIGAM, DISTRICT & ADDITIONAL SESSIONS JUDGE- I,  
BHAGALPUR  
Bail Petition No. 466/26  
(Arising out of Jagdishpur P.S. Case No 191/16)  
U/s 147, 148, 149, 302, 120(B) IPC and 27 Arms Act.  
Kailash Mandal @ Kailash Singh versus The State of Bihar**

|                                 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |  |
|---------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|
| <p>02-06-2026<br/>Contd.P/2</p> | <p>and has committed no offence and he has been falsely implicated in this case. He further submitted that there is land dispute between the parties and a Title Suit bearing no 61/2016 is pending before the Sub-Judge XV, Bhagalpur which was filed by the informant's father-in-laws against the petitioner. He further submitted that supplementary charge-sheet has been submitted on 26-08-2018 that there is lack of evidence against the petitioner and the Ld. CJM had also not taken cognizance against the petitioner and two other co-accused vide dated 04-09-2018 but as per the direction given by the Learn ADJ XII, Bhagalpur in Criminal Revision 154/18 dated 16-03-2021, the learn CJM, Bhagalpur has taken cognizance against the petitioner u/s 147, 148, 149, 302, 120B/34 IPC and 27 Arms Act on 15-02-2023. Further, the petitioner relied upon the judgments of Hon'ble Apex Court which are Satendra Kr. Antil versus CBI (2022) 10 SCC, Siddharth versus State of UP (2021) and Amanpreet Singh versus CBI in Criminal Appeal 929 of 2021 relating to stage when the petitioner has not been arrested by the police during investigation. Further, the petitioner relied upon the judgments of Dattaram Singh Vs State of Uttar Pradesh and Kalyan Chandra Sarkar V/s Rajesh Ranjan in which is held that even in serious offence bail cannot be denied mechanically. He further submitted that petitioner is in custody since 02-02-2026 . So, the petitioner prays for grant of bail.</p> <p style="padding-left: 40px;">The learned Additional Public Prosecutor for the state opposed the prayer for anticipatory bail.</p> <p style="padding-left: 40px;">Heard both sides and perused the case diary and case record.</p> <p style="padding-left: 40px;">Petitioner is named in FIR. Para 02 of the case diary is the inquest report shows that the cause of death seems due to fire arms injury. Para 06 of the case diary is the re-statement of informant who reiterated the prosecution case. Para 07, 08, 09, 10, 11 and 19 the case diary are the statements of witnesses who have supported the prosecution story and specifically named the petitioner who was also involved in the alleged offence. Para 60, 62, 69, 70, 71 and 74 of the case diary are the statement of witnesses who have stated that there is land dispute between father of deceased and petitioner. Para 32 of the case diary is the post-mortem report shows that one wounds entry inverted margin 1"x1/2" leading to cranial cavity was present on left temporal region, the bullet cause fracture of skull bone, entered cranial cavity pierced brain and its meninges and came out through the wounds of exit with exerted margin 2"x1 in size on the right side of forehead, another wounds of entry with inverted margins 3/4"x1/4" was present on left side of occipital region cause fracture of skull bond, entered cranial cavity pierced brains and meninges and after causing the fracture frontal bone came out through the wounds of exit with exerted margins 1-1/2"x1" on right side of forehead 1" outer to would of exit of the first firearm</p> |  |
|---------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|

**IN THE COURT OF SRI RAJ NARAYAN NIGAM, DISTRICT & ADDITIONAL SESSIONS JUDGE- I,  
BHAGALPUR  
Bail Petition No. 466/26  
(Arising out of Jagdishpur P.S. Case No 191/16)  
U/s 147, 148, 149, 302, 120(B) IPC and 27 Arms Act.  
Kailash Mandal @ Kailash Singh versus The State of Bihar**

|                          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |  |
|--------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|
| 02-06-2026<br>contd...P3 | <p>injury. The cranial cavity was filled blood and blood clots, above noted injury was antemortem, grievous and dangerous to life in ordinary course of nature and caused by firearm and cause of death haemorrhage &amp; shock and time since death within eighteen to thirty hours of PM. This court observed that petitioner is named in FIR. Further, the Learned CJM, Bhagalpur has summoned the petitioner on 15-02-2023 for his appearance and thereafter on 02-05-2025 the learned Trial court has directed to issue NBW against the petitioner but the petitioner remained absent and causing delay in trial. Further, the prayer of anticipatory bail of the petitioner has already been rejected twice by the then predecessor of this Court and anticipatory bail of the petitioner has also been rejected by the Hon'ble High Court Patna on 23-09-2016 passed in Criminal Misc No 38738/2016. Bail of other co-accused have also been rejected by the then predecessor of this Court.</p> <p>Keeping in view the nature of the offence, complicity of the petitioner, severity of punishment and submissions of the learned counsel for the parties, allegations against the petitioner is serious in nature. Accordingly, his prayer for bail is hereby <b>Rejected.</b></p> <p style="text-align: right;">SD/-<br/>District &amp; Additional Sessions Judge I<br/>Bhagalpur.</p> <p>DB No.                      Dated:<br/>Copy of order along with TCR be forwarded to the Court of Sri. Om Prakash, Ld JM-1st Class, Bhagalpur for information and needful.</p> <p style="text-align: right;">District &amp; Additional Sessions Judge- I, Bhagalpur.</p> |  |
|--------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|