

**IN THE COURT OF SRI SURESH KUMAR SRIVASTAVA DISTRICT &
ADDITIONAL SESSIONS JUDGE- III , BHAGALPUR.**

Bail Application No. 548/2026
(Arising out of Lodipur P.S. Case No. 84/2026)
U/s 191(1), 190, 109, 352, 351(2), 3(5) B.N.S.

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In the matter of:

1. Nitish Kumar, Aged 21 years,

2. Abhinandan Kumar, Aged 24 years, Both Sons of Sanjay Mandal, R/o Village-
Tahbalpur, P.S. Lodipur, Distirct- Bhagalpur-----**Petitioner.**

Versus

The State of Bihar-----**Respondent.**

Appearance:

For the Petitioners: Mr. Nand Kishor Mandal, Ld. Advocate.

For the State: Mr. Md. Akbar Ahmad Khan, Ld. A.P.P.

ORDER

Sl No.	Date of Order or Proceeding	Order with Signature of the Court	Office action taken with Date
1	2	3	4
	01-06-2026	1. This application for regular bail u/s 483 of the BNSS is filed on behalf of the petitioners namely 1. Nitish Kumar and 2. Abhinandan Kumar, who are in judicial custody since 11.05.2026 in connection with Lodipur P.S. Case No. 84/2026 for the offence punishable u/s 191(1), 190, 109, 352, 351(2), 3(5) B.N.S. 2. On behalf of the petitioners a certificate has been given at para 2 of the bail petition that earlier no bail application in any form has been filed either before the Sessions Court or before the Hon'ble High Court, Patna. Petitioners have also mentioned in para 7 of the bail petition that they have no criminal antecedent. 3. Heard, the learned counsel for the petitioners and the learned A.P.P. 4. Brief fact of the case is that the informant Surma Devi has filed FIR alleging that on 09.05.2026 at around 12 o'clock day time, she was sitting at her door when Nutan Devi started abusing her. After that, on 10.05.2026, other FIR named accused persons came and started abusing her. When she asked the reason, they started beating her. It is further alleged that during the assault, when she started shouting, her daughter-in-law Devki Devi came on hearing the noise. Nitish Kumar, with intention to kill her, hit her on the head with an iron rod, due to which her head got fractured. Hearing the noise, her sons Rajan Kumar and Chandan Kumar came and they were also assaulted by the accused persons. 5. The Ld. counsel for the petitioners argued that the petitioners are innocent and	

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01-06-2026	have not committed any offence and they have been falsely implicated in this case. It was further argued that except section 109 BNS other sections are bailable in nature. It was further argued that the instant case is the counter case of Lodipur P.S. Case No. 83/2026. It was further argued that the matter has been compromised between both the parties, hence, petitioners deserve bail. 6. On the other hand, the Ld. A.P.P. has opposed the prayer for bail. Informant is present in person. She has submitted that this case has been lodged due to certain misunderstanding and now that misunderstanding is over. She has no objection if bail is granted to the petitioners. 7. Perused the case diary and record. Informant is present in person in the Court. She has endorsed her thumb impression on the margin of the bail petition. She has also stated that she has no objection if bail is granted to the petitioners. The petitioners have remained in custody since 11.05.2026. The petitioners are further ready to abide by all the terms and conditions as may be imposed for grant of bail. 8. Considering the aforesaid fact and circumstances and the incarceration period, I am inclined to grant bail to the petitioners. Accordingly, the bail application of the petitioners is hereby allowed. It is ordered that the petitioners be released on bail subject to their furnishing bail bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties in the like amount each to the satisfaction of the Court subject to the conditions laid down in section 437 (3) Cr.P.C. 9. Any observation made herein above is not an opinion on the merits and the same is only for the purpose of the instant bail petition. Sd/- District & Additional Sessions Judge III Bhagalpur. <table><tr><td>Date of Judgment/order</td><td>01.06.2026</td></tr><tr><td>Date of reserving Judgment/order</td><td>N.A.</td></tr><tr><td>Uploading Date</td><td>02.06.2026</td></tr><tr><td>Uploaded By</td><td>Stenographer</td></tr></table>	Date of Judgment/order	01.06.2026	Date of reserving Judgment/order	N.A.	Uploading Date	02.06.2026	Uploaded By	Stenographer	
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