

IN THE COURT OF SRI RAJNARAYAN NIGAM DISTRICT & ADDITIONAL SESSIONS JUDGE- I,
BHAGALPUR
Anticipatory Bail Petition No. 1085/26
(Arising out of Pipainty P. S Case No 261/25)
U/s 137(2) BNS added u/s 103(1) BNS.

**Chhotu Kumar @ Chhotu Kumar Yadav, aged about 25 ^{1/2} years, S/o-Ganpat Yadav
R/o-Madhuwan Diyara, P.S-Bakharpur, District-Bhagalpur.**

Petitioner

Versus

The State of Bihar

Opposite Party

For the Petitioner : Mr. Pramod Kr. Yadav, Advocate.
For the State : Mr. Vijay Kumar Singh, Learned APP.

Date of order or proceeding	Order with signature of the court	Office action taken with date
1	2	3
17-06-2026	The petitioner namely Chhotu Kumar @ Chhotu Kumar Yadav apprehends his arrest in connection with Pirpainty PS Case No. 261/2025 registered U/s 137(2) BNS added U/s 103(1) BNS. On behalf of the petitioner a certificate has been given in para 2 of the bail petition that the petitioner had not filed any bail petition in any form on previous occasion either in the court of Learned Sessions Judge, Bhagalpur or before the Hon'ble High Court Patna. Further the petitioner has no criminal antecedent as per para 3 of the bail petition. The prosecution case as per the written application of the informant namely Bam Shankar Singh in brief, is that his son Banti Kumar Singh used to drive Scorpio of Shri Ram Singh and on 11-06-2025, at about 6 a.m., his son Banti Kumar Singh went to drive Scorpio of Shri Ram Singh. He further stated that when he asked about his son from Shri Ram Singh over phone he replied that he had sent him for some emergency work and will send him back to his home. Informant further stated that one Sita Devi had called his son last night and he talked with him. When he tried to call over mobile phone of Sita Devi, the said mobile no. was switched off. Informant further stated that he has apprehension that some untoward incident might have occurred with his son Banti. The Learned counsel for the petitioner submitted that the petitioner is innocent and has committed no offence and has falsely been implicated in this case. He further submitted that name of the petitioner has been brought on the basis on confessional statement of Lal Bihari Yadav and Rajesh Yadav. Confessional statements of both the persons were recorded in connection with other case i.e Bakharpur 40/2025 and in that case, petitioner Chhotu Kumar @ Chhotu Kumar Yadav has already been granted Anticipatory Bail by Hon'ble High Court, Patna, vide order dt. 26-11-2025 in Cri. Misc.	

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17-06-2026 Contd.P/2	80553 of 2025. On these grounds, the petitioner prays for grant of anticipatory bail. The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail. Heard both sides. Perused the case diary. Name of the petitioner has been surfaced on the basis of confessional statement of Lal Bihari Yadav @ Lalu Yadav and Rajesh Yadav @ Langda. Allegation against the petitioner is that he along with other co-accused persons is involved in murder of deceased Banti Kumar Singh. Para 02 of the case diary is the restatement of informant who has reiterated the prosecution case. Para 06 of the case diary reveals that the Apache motorcycle of the victim Banti Kumar Singh has been recovered from the cowshed of the petitioner Sri Ram Singh. Para 09 and 10 of the case diary are the statements of witnesses who have supported the prosecution case. Para 19 and 20 of the case diary reveals that the dead body of victim Banti Kumar Singh has been recovered from Bhawanipur Ganga ghat and the dead body is identified by father of Banti Kumar Singh as his son and one another dead body of a lady has also been recovered from the same place. Para 25 of the case diary is the inquest report of Banti Kumar Singh reveals that the cause of death of Banti Kumar Singh seems to be assault and pressing of neck. Para 27 of the case diary reveals that a mobile and keys of two vehicle have also been recovered from the pocket of deceased Banti Kumar Singh. Para 41 of the case diary reveals that informant has given one another written application to the police that co-accused persons have killed his son Banti Singh due to fear that his son Banti Singh may reveal the occurrence of cause death of wife of Bhikhari Singh and the deceased may become eye witness of murder of wife of Bhikhari Singh. Para 63 of the case diary is the restatement of informant in which he corroborated the version of his second written application. Para 64 of the case diary is the statement of witness who has supported the prosecution story. The post-mortem report of deceased shows that injuries were antemortem and grievous to life in ordinary course of nature and caused by pressure and compression of neck by some soft and blunt object consistent with antemortem throttling. Cause of death asphyxia and venous congestion due to antemortem throttling. Para 76 of case diary is the confessional statement of Bhikhari Singh, Dharamraj Singh, Rajesh Singh @ Langda and Lal Bihari Yadav wherein they confessed their guilt and also stated the name of his associates including the petitioner and their involvement in the alleged crime. Moreover, Bail and Anticipatory Bail of other co-accused persons has already been rejected by this Court. Further, supplementary investigation is still pending against this petitioner.	
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17-06-2026 Contd.P/3	In the above facts and circumstances, allegation leveled against petitioner is serious in nature, complicity of the petitioner in the incident, anticipatory bail of other co-accused person has already been rejected, this court is of the opinion that at this stage the applicants/petitioner is not entitled to grant of anticipatory bail. Hence, this Anticipatory Bail Application is Rejected. SD/- District & Additional Sessions Judge I Bhagalpur	
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22-01-2026 Contd.P/4		
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