

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

Bail Petition No. 613/2026

(Arising out of **Barari P.S. Case No. 69/2026**)

U/s 303 (2), 109, 352, 308 (3)(4) BNS and Section 25 (1-b)a, 26, 27, 35 Arms Act.

Suman Sah, age 25 years, S/o Anil Sah @ Jhaptu Sah**Petitioner**

Versus

The State of Bihar**Opposite Party**

Appearance:

For the Petitioner: Mr. Amod Kumar Mishra, Learned Advocate.

For the State: Mr. Abhay Kumar Singh, Learned A.P.P.

Date of Order	Order with Signature of the Court
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17.06.2026	A regular bail petition has been filed on behalf of the above named accused-petitioner who is in judicial custody since 11.04.2026 in connection with Barari P.S. Case No. 69/2026 for the offence punishable U/s 303 (2), 109, 352, 308 (3)(4) BNS and Section 25 (1-b)a, 26, 27, 35 Arms Act. On behalf of petitioner a certificate has been given at para-2 of bail petition that earlier petitioner has not filed any anticipatory or regular bail petition either before Ld. Principal Sessions Judge, Bhagalpur or before the Hon'ble High Court, Patna. A certificate has given at para-3 of the bail petition that accused-petitioner has no criminal antecedent. Prosecution case, as per Fardbeyan of informant Md. Kamran, in brief, is that on 05.04.2026 at about 22:30 hours he was at his home and his brother Md. Gulfran was at his shop, in the meanwhile, Suman Sah and Aryan Raj @ Murari Thakur came at his shop and demanded a Cigarette and Suman has taken Lassi himself and not given the money of Lassi. Thereafter, his brother told about the same. Thereafter, he went at the house of Suman but he was not present there and on the way, he met with Murari Thakur and asked about his money of Lassi then Murari told that he has not taken Lassi. Suman has taken Lassi and returned at his shop. After ten minutes, Suman Sah and Murari Thakur having with Desi Katta came and started abusing and started firing bullet. Thereafter, with the help of nearby people Murari Thakur with weapon has been caught and Suman succeeded in fleeing away from there. After information, police came and caught Aryan Raj @ Murari Thakur with weapons. Hence, this FIR is lodged. The Ld. counsel for the petitioner submitted that the petitioner is innocent and has not committed any offence and he has falsely been implicated in this case. Further, submits that petitioner has not caught from the place of occurrence and petitioner is a man of means

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U/s 149, 341, 323, 307, 384, 504, 506 IPC

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and petitioner is ready to obey the conditions fixed by the Court. Further, submits that petitioner is in judicial custody since 11.04.2026, hence, petitioner deserve bail.

On the other hand, learned Additional Public Prosecutor for the State opposed the prayer for regular bail of the petitioner.

Heard both the parties.

Perused the case record as well as case diary and on perusal the same it transpires that there is allegation against this accused-petitioner that he alongwith other co-accused came at the shop of informant and Suman Sah has taken Lassi from his shop but not paid the money of Lassi. Thereafter, this accused-petitioner and other co-accused person came at the shop of informant and started abusing and firing bullet upon him and on information, police came and caught the other co-accused Aryan Raj @ Murari Thakur with weapon. Para-39 of the case diary reveals that one Pistol has been recovered from the house of this accused-petitioner and occurrence took place on petty issue. Further, there is no any person injured in the said incident. Further, in the present case investigation is completed and charge-sheet has already been submitted by I.O. against this accused-petitioner and other co-accused person. Moreover, accused-petitioner has been languishing in judicial **custody since 11.04.2026.**

In the facts and circumstances as stated above and considering the period of custody, petitioner is directed to be **released on bail** on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two surety of the like amount each to the satisfaction of the Ld. Trial Court with condition :-

(I) that one bailor must be closed relative of the petitioner.

(II) that petitioner shall physically present on each and every date till framing of charge.

Sd/-

Additional Sessions Judge II
Bhagalpur.

Date of Judgment/Order	17.06.2026
Date of Reserving Judgment/Order	N/A
Uploading Date	20.06.2026
Uploaded By	Rohit Kumar, Steno