

IN THE COURT OF DISTRICT AND ADDITIONAL SESSIONS JUDGE-3rd NAUGACHIA
Bail Petition No. 138/2026
Arising out of Naugachia P.S. Case No. 255/2025

1. Md. Kamran @ Kammo, aged about 27 years S/o Md. Pairu
 2. Md. Sufivan @ Ahada, aged about 28 years S/o Md. Pairu
 3. Md. Sajjan @ Sajna, aged about 25 years S/o Md. Riyazul
- All R/o – Village – Ujani, P.S. - Naugachia, District - Bhagalpur

-----Petitioners

Vs.

State of Bihar ----- Opposite Party

ORDER

06-06-2026

The Ld. Counsel for the petitioners aforementioned have filed a petition praying therein to release them on bail. The accused petitioners are in judicial custody since 02-04-2026 pursuant to their arrest in Naugachia P.S. Case no. 255/2025 registered under Sections 103(1), 238, 3(5) B.N.S. and 27 Arms Act. The copy of the petition has been furnished to the Ld. Addl.P.P.

2. Heard Ld. Counsel for the petitioners and Sri P. N. Sah – Ld. Addl. P.P. for State.

3. The Ld. Counsel for the petitioner submits that the petitioner no. 1 and 2 earlier filed anticipatory bail petition before the Ld. A.D.J.-III, Naugachia which is rejected and also filed Hon'ble High Court, Patna which are also rejected by the Hon'ble High Court, Patna vide Cri. Misc. No. 90073/2025 dated. 27-02-2025 and petitioner no. 3 not filed any type of bail petition before this Honours Court and not filed or pending at Hon'ble High Court, Patna as per pairvikar and there is no criminal history against the petitioners. It is further submitted that the prosecution case is maliciously false and concocted out of personal grudge, previous enmity and dirty village politics. It is also stated that there is no specific allegation against the petitioners and it is clear said informant save his family member skin who falsely implicated in this case. It is also stated that alleged sections are not make out against the petitioners.

4. The Ld. Addl.P.P. has vehemently opposed the prayer of the petitioners.

5. As per factual matrix of the case the informant, namely, Saddam Alam stated that on 06-08-2025 at about 11:00 A.M. the informant's son went to outside his home and did not return at home till 08-08-2025 near Urdu Primary School, Ujani the informant's son with the accused petitioners and other accused persons consumed drugs in the said school premises. On 09-08-2025 in the afternoon an information received from the villagers to the informant with his villagers went to the Kharnai River bank saw that the dead body of informant's son was lying down in the river bank. The villagers informed the local police station and the police officials rushed to the spot, with the help of villagers the dead body pulled out and took it for post-mortem. The deceased body, namely, Sonu Alam was swollen and had a lump on his head above the ear. To hide the evidence a brick was tied to the deceased, namely, Sonu Alam's body with a rope and thrown into the river. The informant told that all the accused petitioners with their gang had killed his son.

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6. Based on the aforesaid written report Naugachia P.S. Case no. 255/2025 has been registered under Sections 103(1), 238, 3(5) B.N.S. and 27 Arms Act.

7. Heard both sides. Perused the F.I.R. It transpires that all the witnesses supported the incident as well as prosecution story and as per para 28 of the Case Diary stated the post-mortem report of the deceased and the post-mortem report clearly stated that the Cause of Death – Hemorrhage shock due to fire arm injury. This case is serious and grave in nature. Further investigation is still going on.

8. Regard being had to the discussions made above I am not inclined to enlarge the petitioners, namely, 1. Md. Kamran @ Kammo S/o Md. Pairu, 2. Md. Sufivan @ Ahada S/o Md. Pairu, 3. Md. Sajan @ Sajna S/o Md. Riyazul on bail. Hence, the petitioner prayer for bail is stands **Rejected**.

Sd/-

District & Additional Sessions Judge-3rd,

Naugachia, Bhagalpur

Dated. 06-06-2026