

IN THE COURT OF DISTRICT AND ADDITIONAL SESSIONS JUDGE- 3rd NAUGACHIA
Bail Petition No. 155/2026
Arising out of Parbatta P.S. Case No. 136/2025

1. Saurabh Kumar, aged about 22 years S/o Raju Mandal @ Rajendra Mandal
2. Suraj Kumar, aged about 21 years S/o Raju Mandal @ Rajendra Mandal
R/o – Village – Tulsipur, P.S. - Kharik, District - Bhagalpur

-----Petitioners

Vs.

State of Bihar ----- Opposite Party

ORDER

12-06-2026

The petitioners aforementioned are in judicial custody following their arrest on 24-04-2026 in Parbatta P.S. Case No. 136/2025 registered under Sections 191(2), 191(3), 190, 126(2), 117(2), 118(2), 109, 74, 76, 352, 103(1), 351(2)(3) B.N.S. is praying for their release by filing a petition. The copy of which has already been served upon the Ld. Addl. P.P. Both the Ld. Counsels are present.

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

3. The grounds under which the petitioners have made their prayer that there is no type of bail petition either earlier file nor pending before Hon'ble High Court, Patna nor gracious court. It is further stated that the petitioners have falsely been implicated in this case due to village dirty politics and the petitioner no. 2, namely, Suraj Kumar has no criminal antecedent except this one and petitioner no. 1, namely, Sourabh Kumar has one criminal antecedent Parbatta P.S. Case No. 137/2025 on which he is on bail. It is further submitted that except Sections 74, 76, 109, 103(1) B.N.S. all the sections areailable where the above sections are not applicable against the petitioners. It is also submitted that when the informant got injured and unconscious how he saw that his son, namely, Rajesh Kumar Mandal was being assaulted by accused. It is also stated that the petitioners are ready to furnish sufficient sureties for bail bond.

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

5. As per factual matrix of the case the allegation against the petitioners is that on 16-08-2025 at about 07:00 A.M. the informant with his family, meanwhile the accused persons, namely, Nirmal Mandal, Awadhesh Mandal, Raju Mandal, Saurabh Kumar, Suraj Kumar and Ankush Yadav all of them came to the informant's house and started snatching his child from the lap with the intention to kill. After seeing this incident they started screaming loudly then other

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family members came to save them. Meanwhile, accused persons started beating and one of the accused person, namely, Suraj Kumar swung the axe in his hand and due to which his hand got injured badly and broken. They all beaten them badly with kicks and punches. After that other villagers gathered, then the accused persons ran away and threatening that if they come again, they would kill the entire family. The family members took both of them to the hospital for treatment with an injured condition.

6. On the basis of written report of informant, namely, Sumer Mandal addressed to S.H.O. of Parbatta P.S. Case No. 136/2025 under Sections 191(2), 191(3), 190, 126(2), 117(2), 118(2), 109, 74, 76, 352, 103(1), 351(2)(3) B.N.S. dated. 16.08.2025 was registered against the accused persons.

7. Heard both sides perused the F.I.R. it transpires from contents of the F.I.R. that petitioners are named in F.I.R. All the witnesses are supported the prosecution story. It also transpires that the para 35 of the Case Diary stated the Post-Mortem Report of the deceased person and the cause of death of the deceased is that Haemorrhage, shock and complication of injuries and both accused petitioners are involved in this case intentionally.

8. Regard being had to the discussions made above I am not inclined to enlarge the petitioners, namely, 1. Saurabh Kumar S/o Raju Mandal @ Rajendra Mandal and 2. Suraj Kumar S/o Raju Mandal @ Rajendra Mandal on bail. Hence, their prayer for regular bail stands **Rejected**.

Sd/-

District & Additional Sessions Judge-3rd,

Naugachia, Bhagalpur

Dated. 12-06-2026