

**IN THE COURT OF 1st ADDITIONAL SESSIONS JUDGE CUM SPECIAL
JUDGE SCHEDULE CASTE / SCHEDULE TRIBE ACT, BHOJPUR AT ARA
Anticipatory Bail Petition No.-499/2026
(Arising out of Koilwar P.S. Case No.247/2024)**

Abhijeet Singh @ Abhijit Datta @ Abhijit Kumar Datta, aged about 32 years, S/o
Tapan Kumar Datta, R/o Vill- Anand Nagar, P.S.- Ara Town, District- Bhojpur.

.....Accused/Petitioner

Vs

The State of Bihar

.....Opposite Party

ORDER

09.03.2026

This anticipatory bail petition filed on behalf of accused/petitioner namely Abhijeet Singh @ Abhijit Datta @ Abhijit Kumar Datta who is apprehending his arrest in connection with Koilwar P.S. Case No.- 247/2024, registered U/s 302, 120-B of IPC, section 27 of Arms Act and section 3(2)(v) of SC/ST Act.

Ld. Counsel on behalf of the petitioner has submitted that the petitioner has not committed any offence and he is falsely implicated in this case. He further submitted that the petitioner never applied for anticipatory bail or regular bail either before this learned court or before the Hon'ble High Court, Patna prior to the present one. The petitioner has a clean social image and has no criminal antecedent of any kind. The petitioner is not named in FIR. His name has surface for the first time during the course of the investigation, purely on the basis of a purported confessional statement of co-accused Gorakh Mahto made while in police custody. There is no allegation of any over act or specific role attributed to the petitioner in the FIR or the initial statements of the witnesses. No recovery of any incriminating material or weapon has been made from the possession or at the instance of the petitioner. Therefore, A.B.P. of the petitioner may be allowed.

The Ld. Spl. P.P. has vehemently opposed the bail petition and says that the petitioner does not deserve the privilege of anticipatory bail as not maintainable.

The prosecution story, in brief, is that the accused persons have allegedly shot informant's brother and threw him on the road. It is further alleged that the accused persons have committed murder of informant's brother over a matter related to love affairs.

Heard both the Ld. Counsel. Perused the entire case record and case diary. Upon perusal of case record, it transpires that police registered the case U/s 302, 120-B of IPC, section 27 of Arms Act and section 3(2)(v) of SC/ST Act. The petitioner is not named

in the FIR. Petitioner's name has been brought in this case from confessional statement of co-accused persons. From perusal of the entire case diary, informant and witnesses have supported the prosecution story mentioned in para-09, 10, 11 and 33 of the case diary respectively. As per post-mortem report of deceased Mithilesh Paswan, cause of death-shock and haemorrhage due to injuries caused by firearm.

Considering the above mentioned facts and circumstances, nature of allegation, seriousness and gravity of the offence and in view of section 18 of SC/ST Act, this anticipatory bail is dismissed as not maintainable.

Accordingly, the anticipatory bail petition of the petitioner is hereby **rejected.**

{ Dictated & Corrected by me }

Sd/-
Additional Sessions Judge-1st
Bhojpur at Ara
09.03.2026