

IN THE COURT OF SESSIONS JUDGE, BUXAR

B.P. No. 95 of 2026
(Arising out of Murar P.S. Case No. 85/2025)

Anish Kumar, aged about 20 years, S/o Vir Bahadur Singh @ Vir Bahadur Yadav
R/o Village- Choungai, Police Station- Murar, District- Buxar

..... Petitioner

Versus

State of Bihar

..... Respondent

Appearance:

Learned Public Prosecutor for the State: Sri Kedar Nath Tiwari.

Learned Counsel for the Petitioner: Sri Shashi Shekhar Sharma, Ld. Adv.

Date of Order: 10th March, 2026

Present: Kajal Jhamb
Sessions Judge, Buxar

Regular Bail Petition filed on behalf of petitioner named above, who is in custody since 07.02.2026 in connection with **Murar P.S. Case No. 85/2025** registered u/s 309(6) of B.N.S. 2023 is put up and moved today.

Copy of bail petition has already been served to the Learned Public Prosecutor for the State.

Learned Counsel for the petitioner certifies that, no other bail petition has ever been filed on behalf of the petitioner in this matter either before this Court or before any Superior court. The petitioner has got criminal antecedent of only one case.

Learned Counsel for the petitioner further submits that, petitioner is quite innocent and has committed no offence. He is neither named in F.I.R nor anything has been recovered from his possession. The name of this petitioner surfaced in this case on the confessional statement of co-accused and he surrendered before the Court on 07.02.2026 since then he is lying in custody. No T.I.P. has been conducted by Police. There is no independent witness of the offence. The police has showed criminal antecedents vide Murar P.S. Case No. 75/25, 76/25 and 85/2025 against the petitioner but the petitioner is not an accused in all these cases. Therefore petitioner deserves to be enlarged on bail.

Learned Public Prosecutor for the State strongly opposes the Bail Petition and submits that the petitioner is a habitual offender and as per para no.40 of the case diary the petitioner has got 03 criminal antecedent of similar nature. If he is released on bail, he may escape from process of law. The co-accused namely Brajesh Kumar and Ganesh Kumar carrying similar allegation were released on regular bail only after framing of charge. Investigation against the petitioner is still pending.

Prosecution case in brief according to written petition of informant Surya Yadav is that, on 25.09.2025 he along with his friend Badal Kumar and Roshan Kumar was going to Koransarai market on motorcycle. When he reached in Chaungai market

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four persons on three motorcycles started following him. At about 14.35 hours, when he reached near Radha Swami Satsang Bhawan, all these persons surrounded them and started assaulting them. One of the person hit him with kada and injured his head. They also took away Rs. 5000/- cash from Badal Kumar and a Vivo mobile from informant. Three persons on two motorcycle fled away towards Koransarai. One of the person was caught by passer-by, who disclosed his name as Brajesh Kumar. He disclosed the name of persons who fled away as Rohit Kumar, Anish Kumar and Ganesh Yadav.

Heard learned Counsel of both parties and perused the Trial Court Record. The name of this petitioner has surfaced in present case on the confessional statement of co-accused Bijesh Kumar which is attached with the case diary. Para 40 of case diary shows that petitioner has got criminal antecedent of three case vide Murar P.S. Case No.68/2025, 75/2025 and 76/2025. Para 62 of the case diary shows that investigation against this petitioner is still pending.

Considering the submission made by learned Counsels of both sides and fact and circumstances of the case, I am not inclined to enlarge the petitioner on regular bail at this stage. Hence, the present regular bail of the petitioner named above is hereby **Rejected with liberty that the petitioner may renew his prayer of bail after framing of charge.**

Dictated
Sd/- Kajal Jhamb
Sessions Judge, Buxar
10.03.2026

Date of Order	10.03.2026
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