

In The Court of Sessions Judge, Buxar

A.B.P. No. 272 of 2026

(Arising out of Buxar Muffasil P.S. Case No. 139/2021)

Sunil Kumar, aged about 24 years, S/o Ramji Singh

R/o Village + Post- Nadaon, Police Station- Buxar Muffasil, 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 Shashishekher Sharma, Ld. Adv.

Present: Kajal Jhamb,
Sessions Judge, Buxar

Date of Order: 10th March, 2026

Anticipatory Bail Petition filed on behalf of petitioner named above, who is apprehending his arrest in connection with **Buxar Muffasil P.S Case No. 139/2021** registered u/s 341, 323, 307, 379, 504/34 of I.P.C. is put up and moved today.

Copy of bail petition has already been served to the Ld. P.P. for the prosecution.

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 other Superior Court. The petitioner has got no criminal antecedent. Prosecution has no objection to the submissions.

The Counsel further submits that, petitioner is quite innocent and has been falsely implicated in this case. The petitioner was named in F.I.R but after investigation, he was not sent up for trial by the police. The learned C.J.M, Buxar however, took cognizance of offence against the petitioner. In the cognizance order, it is mentioned that the petitioner is a charge sheeted accused. Challenging the order, the petitioner has also filed Criminal Revision No. 81/2023. The co-accused Satyanarayan Singh has already been granted anticipatory bail by Hon'ble High Court, Patna in Criminal Miscellaneous No. 46103/2021, dated 30.04.2022. As soon as petitioner got to know about the N.B.W. issued against him, he filed the present anticipatory bail petition. The case has already been compromised between the parties. He is also ready to compromise the pending civil cases. Therefore, petitioner deserves to be enlarged on anticipatory bail.

Learned P.P. for the State vehemently opposes the Bail Petition on ground of nature and seriousness of offence. The Counsel further submits that the anticipatory bail of co-accused Satyanarayan Singh was rejected by this Court. The regular of bail of co-

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accused Ramji Singh was also rejected by this Court. In present case the learned Court has taken cognizance of offence against the petitioner on 08.08.2022 and since then the record is pending for appearance of this petitioner. The learned Court has also ordered to issue process u/s 82 Cr.P.C. against the petitioner which shows that petitioner is not co-operating in trial of the case.

Prosecution case in brief according to written petition of informant Basuki Nath Srivastava is that on 05.04.2021 at about 06:00 A.M. he along with Vivek Kumar went on his field to cut the crop. The petitioner along with the other co-accused persons came armed with weapons. It is alleged that the co-accused Satyanarayan Singh attacked informant with farsa and injured his head. Petitioner and Ramji Singh assaulted informant with lathi and injured his face, back, both legs and hands. Petitioner and Ramji Singh also assaulted Vivek Kumar with lathi. Ramji Singh snatched mobile and a gold chain from informant.

Heard learned Counsels of both side and perused the Trial Court Record. The petitioner is named in F.I.R. The Trial Court Record shows that the learned Trial Court has taken cognizance of offence u/s 341, 323, 325, 307, 504/34 of the I.P.C. against the petitioner and the other co-accused person on 08.08.2022. Since then the record is pending for appearance of petitioner. The regular bail of co-accused Ramji Singh carrying similar allegation has already been rejected by this Court in B.P. No. 718/2021. The record also shows that the learned Court has directed the office to issue process u/s 82 Cr.P.C. against the petitioner.

Thus, considering the submissions of both sides and facts and circumstances of the case, I am not inclined to grant this petitioner the privilege of anticipatory bail. Accordingly, the present anticipatory Bail Petition of petitioner **Sunil Kumar** is hereby **disposed of** with a direction to the petitioner to surrender before learned Trial Court and seek regular bail which shall be decided by learned Trial Court without being prejudiced by this order.

Dictated
Sd/- Kajal Jhamb
Sessions Judge, Buxar
10-03-2026

Date of Order	10.03.2026
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