

In the Court of District & Addl. Sessions Judge , Biraul , Darbhanga.

Present

**Sri Shiv Kumar
District & Addl. Sessions Judge- Biraul**

Biraul, dated, the 25th March, 2026

Bail Petition no. 63/2026

Mukesh Singh

.....**Petitioner.**

Versus

The State of Bihar

.....**Opposite Party**

Counsel for the petitioner :- Sri Shashi Kant Roy, Ld. Advocate

Counsel for the State :- Sri Bachcha Rai, Ld. APP

ORDER

25.03.2026 The present bail petition has been filed on behalf of petitioner namely 1.Mukesh Singh @ Mukesh Kumar Singh, S/o Late Chakradhar Singh @ Ranvijay Singh who is in judicial custody since 07.12.2025 in connection with Ghanshyampur P.S. Case No- 150/2023, for offence u/s 341, 323, 354(B), 302, 504, 506, 34 of IPC which is pending in the Court of Ld. SDJM, Biraul, Darbhanga.

Heard Sri Shashi Kant Roy, the Ld. Counsel for the petitioner and Sri Bachcha Rai, Ld. APP on behalf of the State.

The prosecution case in short is that, on 17.06.2023 at about 8 PM, her villager Naveen Singh, Amod Singh armed with lathi, danda came at her darwaja abusing and started assaulting her husband Siyaram Singh. It is further alleged that Naveen Singh gave lathi blow upon the head of her husband which caused head injury to him and Amod Singh broken her hand by means of Danda. It is further alleged that when the informant and her daughter tried to save him then Mukesh Singh, Raja Singh, and Ashok Singh assaulted them fist and slaps and also pulled her hair. It is further alleged that Naveen Singh pulled saree of her daughter. It is further stated that her husband was treated at PHC, Ghanshyampur and DMCH, Darbhanga. It is also stated that two months ago they have also assaulted her.

The Ld. Counsel for the petitioner submits that the petitioner has not committed any offence and they are innocent. The petitioner has falsely been implicated in this false. For that the above named petitioner who is in judicial custody since 07.12.2025 and sufficiently punished of offence that he has not committed. That no such occurrence did ever take place as alleged in FIR. That there is no criminal antecedent against the petitioner. That during the course of investigation the police has not found implication of petitioner in the alleged occurrence and after complication of investigation charge sheet submitted only against Naveen Singh and Non FIR accused Usha Devi showing the petitioner and others not sent up. That from the perusal of the case diary your honour shall find that there is no eye witnesses in this case. That the real dispute is in between informant of the present case namely Indu Devi and one Usha Devi and for which Usha Devi also lodged Ghanshyampur PS Case No. 151/23 against the husband of informant and ors. For that the petitioner is man of means and not likely to abscond and is ready to furnish the bail bonds to the satisfaction of the court, as such there is no chance of their absconding. So, it is prayed that accused person may be enlarge on bail.

On the other hand Ld. APP appearing for the State opposed the prayer for bail of the petitioner.

Heard, Submissions of both parties and perused the record and considering the discussion made above, The offence is u/s 341, 323, 354(B), 302, 504, 506, 34 of IPC in which u/s 354(B), 302 of IPC are non bailable in nature. From the perusal of F.I.R. the petitioner is named accused in this case with allegation that he along with other accused persons assaulted the husband of informant (now deceased) with lathi on his head due to which his head got fractured and blood started oozing out and during treatment he died. From the perusal of CD in para 48 mentions post mortem report of the deceased from perusal of whereof it appears that injuries were ante mortem. The death was due to intra-cranial haemorrhage, compression and shock. The offence alleged against the petitioner is heinous in nature and considering the aforesaid facts and circumstances of the case as well as gravity of offence I am not inclined to enlarge the petitioner on bail.

The present bail petition of the petitioner namely 1.Mukesh Singh @ Mukesh Kumar Singh, S/o Late Chakradhar Singh @ Ranvijay Singh, here by BP is **Rejected**. In connection with Ghanshyampur P.S. Case No- 150/2023

(Dictated and Corrected)

(Shri Shiv Kumar)

District & Addl. Sessions Judge
Biraul
25.03.2026