

Court of District and Addl. Sessions Judge, Biraul(Darbhanga)

Present:- Sri Shiv Kumar,

Dist.&Addl. Sess. Judge, Biraul.

BP No. 149/2026(Aditya Kumar Singh vs. State of Bihar)

Page No. 1 of 3

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

BP No. 149 of 2026

In the matter of :-

1. Aditya Kumar Singh, Son of Manoj Kumar alias Manoj Kumar Singh

.....Petitioners

Vs.

2. The State of BiharOpposite Party.

For the petitioners:- Sri Ram Bilash Yadav, Ld. Advocate.

For the O.P.(State):- Sri Bachcha Rai, Ld. APP.

Order

31.07.2026 The present bail petition has been filed on behalf of abovenamed petitioner who is in judicial custody since 04.05.2026, in connection with Biraul PS case No. 290 of 2025 for the offences punishable under sections 137(2), 140(1), 61(1) of BNS, which is pending in the Court of Ld. ACJM, Biraul, Darbhanga.

Heard Sri Ram Bilash Yadav the Ld. Counsel for the petitioner and Sri Bachcha Rai Ld. APP for State.

The FIR in the present case has been lodged on the basis of application of informant namely Madhu Devi. The case of the prosecution in brief is that on 14.08.2025 at around 1 PM, informant's son Krishana Kumar Mandal left home carrying a bag to go to study at Prince Art Coaching Center in Supaul, as he usually does every day. When he did not return by around 6-7 PM in the evening, informant called him on his mobile phone 7870658858 from her mobile number 7079755563 due to the delay. My son picked up the call and said that coaching was over and he was returning home. However, despite waiting for a long time, he did not return, raising suspicion. When informant called him

Court of District and Addl. Sessions Judge, Biraul(Darbhangha)

Present:- Sri Shiv Kumar,

Dist.&Addl. Sess. Judge, Biraul.

BP No. 149/2026(Aditya Kumar Singh vs. State of Bihar)

Page No. 2 of 3

again, his phone was switched off. Thereupon, informant started searching for him at her own level. During search, she came to know that Shivrath Jha, Vijay Pandit, Sonu Mandal , Danish, Balram conspired and abducted informant's son, making him disappear. Informant suspect that they have involved her son in wrongful acts, or they might kill her son, or sell him somewhere. Local people told that Adarsh Jha took him from Baba vishwanath Jha Bus Stand to Pokhram.

Ld. Counsel for the petitioner submits that the petitioner is quite innocent and he has not committed any offence. The petitioner has falsely been implicated in this false case merely on suspicion. No such occurrence did ever take place as alleged in the FIR. The prosecution story is totally false and absurd one. There is much delay of 24 hours in lodging the FIR without any explanation. The petitioner is not named accused in this case. The petitioner is made accused in the present case on the basis of confessional statement of Sarwan Kumar Jha. The petitioner is ready to abide by all the conditions as imposed by the Court. Therefore the present petition may be allowed.

On the other hand, Ld. Addl. P.P appearing on behalf of the State opposed the prayer for bail.

Heard submissions made at bar and perused the case records of the present case. From perusal of the case records it appears that para 5 of the case diary mentions restatement of informant who has supported the case. Para 49 of the case diary mentions statement of co-accused Suresh Jha who has stated that he in connivance with other accused persons have murdered Krishan Kumar by pressing her neck by a towel. Para 53 of the case diary mentions inquest report of deceased Krishan Kumar. Para 63 of the case diary mentions statement of accused Komal Jha alias Bachchan Jha alias Komu before police who too have reiterated the same version about murder of Krishan Kumar. Para 64 of the case diary mentions seizure list. The post mortem report of deceased Krishan Kumar

Court of District and Addl. Sessions Judge, Biraul(Darbhangha)

Present:- Sri Shiv Kumar,

Dist.&Addl. Sess. Judge, Biraul.

BP No. 149/2026(Aditya Kumar Singh vs. State of Bihar)

Page No. 3 of 3

Mandal is attached with the case diary from perusal whereof it appears that above noted injuries in over neck and chest wall were antemortem, dangerous to life in ordinary course of nature and were caused by pressure over the chest wall and neck by hard and blunt object. During investigation the petitioner has been made accused in this case on the basis of statemnets of co-accused before police. The prayer for regular bail of co-accused Suresh Jha has been rejected by the Hon'ble High court of Judicature at Patna by its order dt. 01.04.2026 passed in Cri. Misc. No. 7599 of 2026. Considering the discussions made above, nature of allegation, seriousness/gravity of the offence as well as other facts and circumstances of the case this Court does not feel inclined to grant bail to the petitioner. Accordingly the prayer for bail of the above-named petitioner is hereby **rejected**.

(Dictated)

(Shiv Kumar)

Addl. Sessions Judge,

Biraul

31.07.2026