

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

Present:- Sri Shiv Kumar,

Dist.&Addl. Sessions Judge, Biraul.

BP No. 167/2026(Raja Ram Pandit vs. State of Bihar)

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

BP No. 167 of 2026

In the matter of :-

1. Raja Ram Pandit, Son of Maganu Pandit

.....Petitioners.

Vs.

2. The State of BiharOpposite Party.

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

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

Order

21.07.2026 The present bail petition has been filed on behalf of the abovenamed petitioner, who is in judicial custody since 16.05.2026, in connection with Ghanshyampur PS case No. 154 of 2026, for the offences U/ Ss 115(2), 126(2), 109(1), 351(2), 352, 3(5) of BNS, which is pending in the Court of Ld. SDJM, Birual, Darbhanga.

Heard Sri Ram Chandra 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 fardbeyan of informant namely Ram Bahadur Pandit. The case of the prosecution in brief is that on 05.05.2026 at around 12:30 O'clock due to prevision land dispute accused persons as named in the FIR including these petitioners armed with Khanit, Tengari, rod attacked on informant with intent to kill. Rajaram Pandit assautled him with tengari on his head. Shivam Pandit

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assaulted him with Khanti on his head. When family members came to rescue then accused persons have also assaulted them.

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. No such occurrence did ever take place as alleged in the FIR. The present case is nothing but counter blast of Ghanshyampur PS case No. 145 of 2026 which has been lodged by Mangnu Pandit against the informant and others. There is land dispute between the parties. All the alleged sections are bailable except section 109(1) of BNS which is not made out in this case. The petitioner is in judicial custody since 16.05.2026. 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 petitioner is in judicial custody since 16.05.2026. This court further finds that there is delay of 5 days in lodging the FIR of the present case as date of occurrence is 05.05.2026 but the FIR of this case has been lodged on 10.05.2026 and no explanation regarding this has been furnished by the State. This court further finds that till date the final injury report of injured has not been submitted either by the Investigating Officer or by the State despite issuance of repeated directions of this case. Considering the discussions made above, nature of allegation, period of custody undergone by the petitioner, and the fact that no injury has been brought on record by the State or by the Investigating Officer

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of this case till date as well as other facts and circumstances of the case the present bail petition of above-named petitioner is **allowed**. The petitioner is directed to be released on bail on furnishing bail bonds of Rs. 10,000/ (ten thousand) with two sureties of the like amount each in connection with Ghanshyampur P.S. Case No. 154/26 to the satisfaction of the Ld. Court below subject to conditions as laid down u/s 480(3) of BNSS.

(Dictated)

(Shiv Kumar)

Addl. Sessions Judge, Biraul

21.07.2026