

**In the Court of Sessions Judge, East Champaran at Motihari.
Present:**

**Abhishek K. Das
Sessions Judge,
East Champaran at Motihari**

Bail Petition No.287 of 2026

**1. Kundan Kumar @ Kundan Kumar Singh, S/o- Raghuwansh Singh,
Resident of village- Madhopur, P.S. – Madhuban, District- East Champaran
----- Petitioner**
Versus
The State of Bihar ----- Opposite party.

**Counsel for the Petitioner :- Sri Kaushelendra Kumar, Advocate.
Counsel for the State :- Sri Khublal Prasad, Public Prosecutor.**

11-03-2026

This is a bail petition filed on behalf of the above-named petitioner-accused, who is in custody since 09-01-2026 in connection with Pakaridayal P.S. Case No.110 of 2015 for the offences u/s 302, 201 and 120(B) of the I.P.C.

The prosecution case, in brief, is that on 07-08-2015 at about 08:30 A.M. the informant received information that a dead-body of unknown person is lying in litchi orchard of one Bhairo Prasad. Thereafter, the informant went there and found that a dead-body is lying there and there is injury over neck and dead-body and he also found blood stain there. The informant claims that some unknown persons have committed murder of deceased by chopping his neck.

In para-2 of the bail petition, it is mentioned that earlier ABP No.5396 of 2025 has been filed on behalf of the petitioner, which was rejected by this Court and except that no other regular or anticipatory bail petition has ever been filed either in this Court or before any Higher Court. In para-3 of the bail petition, it is mentioned that petitioner has two criminal antecedents vide (1) Madhuban P.S. Case No.230 of 2025 and (2) Madhuban P.S. Case No.585 of 2023. In para-4 of the bail petition, it is mentioned that petitioner is in custody since 09-01-2026.

The learned counsel for the petitioner-accused has submitted that the petitioner-accused is innocent and he has committed no offence and has falsely been implicated in this case. It is further submitted that the petitioner is not named accused in the F.I.R. and no any incriminating article has been recovered from the petitioner. No

any eye witness has seen the petitioner on the spot. The name of petitioner surfaced in this case from the mouth of co-accused Chandan Kumar Singh, who has been granted bail by the Hon'ble High Court, Patna vide Cr. Misc. No.42483 of 2017 on 19-09-2017. On these basis, it is prayed to allow this bail petition.

The learned Public Prosecutor appearing on behalf of the State has opposed the prayer for bail of the petitioner-accused on the basis of materials available in the case diary.

Heard both sides and perused the certified copy of F.I.R., case diary as well as documents available on record. Though the petitioner is unnamed, the allegation against him is serious that he along with other co-accused persons in criminal conspiracy have committed murder of one Shatyam Pandey by chopping his neck. As per para-29 of the supplementary case diary, co-accused Chandan Singh in his confessional statement has stated about the involvement of petitioner in commission of murder of Shatyam Pandey. As per para-3 of the bail petition, it is mentioned that petitioner has two criminal antecedents.

Considering all these facts, as discussed above and keeping in view the nature of allegation and materials available in the case diary as well as criminal antecedent of petitioner, I am not inclined to enlarge the petitioner-accused on bail. Accordingly, the prayer for bail of petitioner-accused, namely, **Kundan Kumar @ Kundan Kumar Singh** stands **rejected**.

(Dictated)

Sd/-
Sessions Judge
East Champaran at Motihari
11-03-2026