

## In the Court of Sessions Judge, East Champaran at Motihari.

Present:-

Abhishek K. Das  
Sessions Judge,  
East Champaran at Motihari

### Bail Petition No. 684 of 2026

1. **Binda Thakur, aged about 60 years, S/o- Late Sugriv Thakur.**  
R/o village- Ujjain Lohiyar Singaha, P.S. Harsiddhi, District- East Champaran.  
-----Petitioner.
- Versus**
- The State of Bihar** ----- **Opposite party.**

Counsel for the Petitioner :- Sri Ramtapsya Singh, Advocate.

Counsel for the State :- Sri Khublal Prasad, Public Prosecutor.

**08.04.2026**

This bail petition is filed on behalf of the petitioner, namely, **Binda Thakur**, who is in judicial custody since 18.01.2026 in connection with Harsiddhi P.S. Case No. 43 of 2026 u/ss 103(1), 189(4), 191(3), 352 and 3(5) of Bharatiya Nyaya Sanhita, 2023.

**In para-2 of the bail petition, it is mentioned that no other regular or anticipatory bail petition has been filed by the petitioner either in this Court or before Hon'ble Patna High Court. As per para-3 of the bail petition, the petitioner has two criminal antecedents vide Harsiddhi P.S. Case no.210/2014 and Harsiddhi P.S. Case no.138/2021. and as per para-4 of the bail petition, the petitioner is in judicial custody since 18.01.2026.**

As per F.I.R., the informant Sumitra Devi on 16.01.2026 at around 10:00 a.m., while she was cooking food and her husband Bindeshwari Sharma was spreading straw on his doorstep. At that time, Binda Thakur (petitioner) alongwith other co-accused persons came to her door and asked why are you spreading straw at their land. On which informant's husband said that I am spreading straw on my share of land. On this, the petitioner and other co-accused persons started abusing and on protest, Binda Thakur (petitioner) attacked on the head of informant's husband with an intention to kill by an iron rod and other persons also started attacking by *lathi-danda*. Meanwhile, Ashok Thakur attacked with an iron rod from behind on the informant's husband due to which he died. The dispute stems from previous land dispute.

The learned counsel for the petitioner has submitted that the petitioner is innocent and he has committed no offence. The deceased was very old & suffering

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from illness and land dispute between them was continuing, taking advantage of that the the informant's family faslely implicated the petitioner and other co-accused persons in this case.

The learned Public Prosecutor appearing on behalf of the State and learned counsel appearing on behalf of the informant have opposed the prayer for bail.

Heard both sides and perused the record. From perusal of the record, it appears that the petitioner is named in the F.I.R. with allegation that he alongwith other co-accused persons committed murder of informant's husband. As per para-4, 8, 9, 25 & 26 of the case diary, the informant in his restatement and the witnesses have supported the prosecution case. As per para-31 of the case diary containing Post-Mortem Report of informant's husband Bindeshwari Thakur, opinion is reserved hence viscera have been preserved. As per para-39 of the case diary and Para-03 of the bail petition, the petitioner has two criminal antecedents vide Harsiddhi P.S. Case no.210/2014 and Harsiddhi P.S. Case no.138/2021.

In the facts of the case and keeping in view the nature of allegation, gravity of offence and materials available in the case diary, I am not inclined to enlarge the petitioner on bail. Accordingly, the prayer for bail of petitioner, namely, **Binda Thakur** stands **rejected**.

**(Dictated)**

**sd/-**

**Sessions Judge**  
**East Champaran at Motihari**  
**08.04.2026**