

IN THE COURT OF SESSIONS JUDGE, GAYA

B.P. No. 759/2026

Akhilesh Rajwansi Vs. The State of Bihar

Neemchak Bathani P.S. Case No. 234/2025

13.05.2026

Present :

For the petitioner --: Sri Rajeev Kumar Singh, Ld. Advocate

For the State-----: Sri S. B. Ojha, Ld. Public Prosecutor

The present petition for regular bail has been filed on behalf of petitioner Akhilesh Rajwansi who is in judicial custody since 19.01.2026 in connection with Neemchak Bathani P.S. Case No. 234/2025 registered for the offences punishable under sections 191(2), 191(3), 190, 123(2), 352, 351(2), 351(3), 103 of the BNS and 27 of the Arms Act.

The prosecution story as per the written report submitted by the informant is that on 17.12.2025 at about 06:30p.m. when the husband of the informant had gone to Rajendra Nagar for the purpose of paying labour charges, the accused-petitioner, accompanied by his associates, had laid an ambush, being armed with iron crowbar, rod and pistol. It has further been alleged that they assaulted the informant's husband, causing injuries. In the course of assault, one Mithilesh Rajwanshi fired a shot from his pistol at the informant's husband, hitting him on the left side of the chest, as a result of which he fell down. thereafter, one Mahesh Rajwanshi struck him with an iron crowbar and mounted upon him due to which the informant's husband died at the spot. It is further alleged that when the informant reached the place of occurrence, the accused-petitioner along with his associates started leaving while issuing threats.

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Ld. counsel appearing for the petitioner submits that the petitioner is quite innocent and has falsely been implicated in this case. He further contended that as per the allegation levelled in the FIR, there is specific allegation that one Mithilesh Rajwansi fired upon the informant's husband, resulting in his death, however, there is no such allegation of firing against this petitioner.

Ld. counsel further submits that the informant party had earlier forcefully attacked the house of the petitioner and the deceased and others not only outraged the modesty of a women but also attempted to commit rape and the deceased and his family members looted the house, took away the household articles and damaged the petitioner's property and for this incident, a complaint case has also been lodged against the informant party.

Ld. counsel further submits that the petitioner carries no criminal antecedents and has been languishing in judicial custody since 19.01.2026.

Ld. P.P. has also been heard in opposition to the prayer for bail.

Having considered the submissions advanced by the ld. counsel appearing for the petitioner and the ld. P.P. and upon perusal of the case record as well as the trial court record, it appears that the specific allegation in the FIR pertains to one Mithilesh Rajwansi, who allegedly fired upon the informant's husband, resulting in his death, however, there is no allegation of firing against the present petitioner. It further transpires that the one complaint case has also

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been lodged against the informant party at the instance of petitioner's party. Furthermore, the petitioner carries no criminal antecedents and has been in judicial custody since 19.01.2026.

Considering the facts and circumstances of the case, the nature of the allegations, the clean antecedents of the petitioner as well as the period of custody, the prayer for bail of the petitioner is hereby **allowed**. The petitioner is directed to be released on bail on furnishing bail bond of **Rs. 25,000/-** with two sureties of the like amount each to the satisfaction of the court concerned.

(Dictated and corrected)

Sd/-**(P. K. Malik)****Sessions Judge, Gayaji****13.05.2026**

Date of Order	13.05.2026
Date of reserving Order	N/A
Uploading Date	23.05.2026
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