

IN THE COURT OF DISTRICT & ADDITIONAL SESSIONS JUDGE-I, GAYA JI
BAIL PETITION No. 1001/2026

Kailash Ram S/o Late Antu Ram
R/o Village- Belma, P.S.- Panchanpur,
District- Gaya

----- Petitioner

VERSUS

The State of Bihar

----- Opposite Party

04.06.2026

This bail petition has been filed on behalf of the above named accused/petitioner, who is in judicial custody since 07.05.2026 in connection with ***Panchanpur P.S. Case No. 73/2025***, for the offences registered **U/s. 126(2), 115(2), 117(2), 118(1), 352, 351(3), 3(5) of the BNS, later on Section 109 of I.P.C. has been added, pending in the Court of Ld. A.C.J.M.-VIII, Gayaji.**

2. Heard both the sides on the bail application.

3. Learned defence counsel, submitted that prior to this, the petitioner has filed anticipatory bail Vide A.B.P. No. 269/2026, which was rejected by this Court vide order dated 18.03.2026 and he also moved anticipatory bail before Hon'ble High Court, Patna but in the meantime he was arrested by the police and the same got infructuous, except this, no regular bail has been filed before this Court or before the Hon'ble Patna High Court. It is further submitted that petitioner is innocent, committed no offence and has been falsely implicated in this case. It is further submitted that counter case of this case has also been lodged by the petitioner vide Panchanpur P.S. Case No. 59/2025. It is further submitted that delay of four days in lodging the F.I.R. has not been explained by the prosecution. The allegation of assault by means of rod is against Seema Devi but not against petitioner. Lastly he submitted that petitioner is an old persons, aged about 67 years having no criminal antecedent and he is in judicial custody since 07.05.2026. Hence, it is prayed to grant the bail to the accused petitioner.

4. Per contra the Ld. A.P.P. appeared on behalf of State opposed the prayer for regular bail.

5. Prosecution case, in brief, as per fardbeyan of informant is that on 15.03.2025 at about 8.00 P.M. he was coming to his house after watering his field and while he reached near the house of Jaichand, then the petitioners started abusing informant and his wife. On protest by the informant, accused Meena Devi on the instigation of her husband Kailash Ram attacked upon the informant with rod, due to which received injury. Accused petitioner Kailash Ram also assaulted him with

lathi. When his son came to save him then accused petitioner Baban Ram and other accused persons armed with weapons came and threatened to kill him and accused Sima Kumari attacked upon his son with rod, due to which his hand fractured. Thereafter other co-accused also assaulted informant and his son with lathi, danda and butt of pistol, due to which they sustained injuries on whole body and Devranjan Kumar fell on the ground in unconscious condition. On alarm, all accused persons fled away while giving threat.

6. Heard both the parties and perused the material available on record. From perusal, it appears that petitioner are named in the F.I.R. The allegation against the petitioner is that he along with other co-accused persons assaulting informant and his son and caused injuries to them. Injury report of informant Prem Narayan Singh is attached with the case diary which is simple in nature. Injury report of Devranjan Kumar has been found grievous in nature, caused by hard and blunt objects. There is case and counter case between the parties. Petitioner is an old person, aged about 67 years claimed to have clean antecedent vide para 03 of his bail petition. Accused petitioner is in judicial custody since 07.05.2026.

7. Considering the aforesaid facts and circumstances of the case, period of custody and having old age of accused petitioner, I think it fit to grant the bail to the petitioner. Accordingly, it is directed that the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each, subject to the condition that:-

- (i) One of the bailors shall be a close relative of the petitioner.
- (ii) He will not involved in any case except this case, otherwise prosecution will be at liberty to file an application before the Ld. Trial Court for cancellation of his bail bond.
- (iii) He will make query regarding submission of charge-sheet and after submission of charge-sheet, he will remain physically present on each and every date till framing of charge.

(Dictated)

Sd/-

(Shashi Kant Ojha)
Addl. Sessions Judge-1, Gaya
04.06.2026