

In the Court of District & Addl. Sessions Judge-I, Gopalganj

B.P. No. 141/2026

Pradeep Kumar @ Babuwa Ji :-----Petitioner

V r s

The State of Bihar :----- Opposite party

Counsel for the petitioner :----- Sri Ajay Kumar Ojha, Advocate

Counsel for the Opposite party :----- Sri Deobansh Giri, P.P.

06.03.2026	Order	Remarks
	<p>Bail petition filed on behalf of the petitioner namely Pradeep Kumar @ Babuwa Ji, who is in judicial custody since 02.02.2026 in connection with Barauli, P.S. Case No. 161/25, U/s 126(2), 115(2), 118(1), 117(2) 109(1), 303(2), 3(5) BNS is put up for hearing.</p> <p>The prosecution story in brief is that the informant namely Santu Yadav has given fardbeyan and stated that he was assaulted with Daab & iron rod by the petitioner and other co-accused on the head and they also snatched golden chain from informant's brother. Hence, the present FIR.</p> <p>Learned counsel appearing on behalf of the petitioner argued that the petitioner is innocent and has been falsely implicated in this case. Learned counsel further argued that the petitioner has three criminal antecedent. Learned counsel for the petitioner also argued that the petitioner and the informant are khas patidar. With these arguments learned counsel for the petitioner prayed for grant of regular bail to the petitioner.</p> <p>Per contra, Ld. P.P. for the State opposed the bail prayer of the petitioner.</p> <p>Heard both the parties and perused the trial record. There are total 6 accused out of which one is petitioner in this case. There is case and counter case between the parties. Vide B.P. No. 140/26 & B.P. No. 144/26, other co-accused have pressed their bail petition today. As per Ld. Counsel, both parties are khas patidar and land dispute is prevailing between both the parties. Allegation against petitioner Pradeep Kumar @ Babuwa Ji is that he has assaulted with iron rod on the head of Sanjay Yadav. The injury report of</p>	

<p><u>Contd.</u> <u>06.03.2026</u></p>	<p>Sanjay Yadav showed pain and swelling over left hand and report of X-ray shows fracture of 4th metacarpal bone of left hand & nature of injury is grievous in nature. All the witnesses have supported the case of the prosecution as per case diary paragraph no. 9, 10 & 11. Earlier, anticipatory bail application of this petitioner along with other co-accused has been rejected vide A.B.P. No. 2173/25 dated 14.11.2025 by this court. Vide Criminal Miscellaneous No. 89677 of 2025 dated 15.01.2026, the Hon'ble High Court has rejected the bail application of this petitioner along with other co-accused with the following observations:- "Considering the nature and seriousness of allegation, injury report as well as criminal antecedent of petitioners nos. 2 and 3, prayer for anticipatory bail of the petitioners is refused". Petitioner has criminal antecedent of three cases. Charge-sheet has been submitted against other co-accused keeping investigation pending against this petitioner with other co-accused. At present stage the bail of the petitioner cannot be considered because he may tamper with the evidence. Considering the nature of injury which is caused by the petitioner to the injured, the petitioner is not entitled for grant of bail.</p> <p>Keeping in view the seriousness of the offence, I am not inclined to grant the petitioner on regular bail. Accordingly regular bail petition of the petitioner is hereby rejected.</p> <p>(Dictated)</p> <p>(Kailash Joshi) A.S.J-I</p>
--	--