

In the Court of District & Addl. Sessions Judge-I, Gopalganj**B.P. No. 159/2026**

Amit Kumar Rai :----- Petitioner

V r s

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

Counsel for the petitioner :----- Sri Tuntun Sahi, Advocate

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

<u>12-03-2026</u>	<u>Order</u>	Remarks
	<p>Bail petition filed on behalf of the petitioner Amit Kumar Rai, who is in custody since 17-02-2026 in connection with Gopalpur, P.S. Case No. 181/2024, registered U/s. 191(3), 190, 308(3), 324(2), 324(3), 333 B.N.S. and 27 Arms Act.</p> <p>Prosecution case, in brief, is that the informant Rekha Chand Sah, launched prosecution, stating therein that the accused persons named in the F.I.R. along with 7-8 unknown persons having weapons came and attacked upon him with iron rod and damaged his electric wire, metre and gate of the shop by iron rod. The accused persons also fire upon him but the informant narrow escaped. Hence, the 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 prosecution story is totally false, fabricated and concocted. Learned counsel further argued that the petitioner has three criminal antecedent. With these arguments the learned counsel for the petitioner prayed for grant of 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 case diary record. This petitioner is in custody since 17-02-2026. There is delay of one day in registration of the case. As per submission of Ld. Counsel for the petitioner is that the petitioner was engaged in kidnapping of the daughter of the informant which is also</p>	

<p>Contd. <u>12-03-2026</u></p>	<p>criminal antecedent of the petitioner and in retaliation of that this case has been occurred. Allegation against the petitioner is that he along with other co-accused assaulted upon the informant with iron rod and also made fire. It appears that there is no specific allegation against the petitioner rather it is general and omnibus and none has sustained any fire arm injury and nothing has been recovered from the place of occurrence. Co-accused Satish Kumar Ram has been granted bail by the Hon'ble High Court in Cri. Misc. No. 75483 of 2024 dated 29.01.2025 and the bail of this petitioner was rejected with the condition to surrender. Other co-accused has also got bail by this court vide B.P. No. 156/2025 dated 20.02.2025 and the bail of this petitioner falls on similar footing.</p> <p>Therefore, after taking into consideration of the facts and circumstances of this case, the petitioner namely Amit Kumar Rai is directed to be released on bail on furnishing bail bond of Rs. 10,000/- with two sureties of equal amount to the satisfaction of Ld. Court concerned with condition that (i) the petitioner shall cooperate in the Trial Court proceedings (ii) the petitioner shall file an affidavit stating the specific nature of each cases registered against him, (iii) the petitioner shall not temper with the evidence, (iv) the petitioner shall stay far away from the informant and in case the petitioner shall try to meet with the victim then the victim/informant shall pray for cancellation of the bail & (v) Since, the petitioner has criminal antecedent of three cases he shall file an undertaking that in case of repetition of any type of offence with which he has been charged with in future his bail bond shall be automatically cancelled.</p> <p>(Dictated)</p> <p>(Kailash Joshi) A.S.J.-I</p>	
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