

In the Court of Principal Session Judge, Gopalganj**B.P. No. 166 of 2026**

Rajalal Singh

:-----Petitioner

V r s

The State of Bihar

:-----Opposite party

Counsel for the petitioner

:-----Sri Sona Wiswash, Advocate

Counsel for the Opposite party

:-----Sri Deo Vansh Giri, P.P.

25-03-2026	Order	Remarks
	<p>Bail petition filed on behalf of the above named accused-petitioner, who is in judicial custody since 06-02-2026 in connection with Bhore P.S. Case No. 46 of 2026, registered U/S 115(2), 126(2), 118(1), 109, 303(2), 351(2) and 352/3(5) of the B.N.S., is put up for hearing.</p> <p>The prosecution story in brief is that on the alleged date and time of occurrence, informant's son was going to Janata Bazar to give Rs. 80,000/- to one Shambhu Singh. In the way, petitioner along with other accused persons encircled him armed with pistol, rifle and knife and assaulted him and when he fell down, Rajalal Singh took out Rs. 80,000/- from his pocket and when he raised alarm, informant went there, all the accused persons abused her and when he made protest, accused Sunita Devi inflicted knife blow in her head and she sustained cut injury in her head. Hence, the present F.I.R.</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 there is delay in lodging the F.I.R. and there is no cogent reason. It is further submitted that petitioner has enimical term with the family of informant and co-villagers and there is land dispute and political dispute between the parties. It is further submitted that three cases have been lodged to save the neck from the occurrence. It is further submitted that informant side has broken the hand of the petitioner and assaulted him brutally for which F.I.R. has been lodged. It is further submitted that no case U/S 109 and 118(1) B.N.S. is made out against the petitioners and allegation of the theft is super addition. It is further submitted that petitioner has got five criminal antecedent and he is in custody since 06-02-2026. With these arguments learned counsel for the petitioner prayed for grant of regular bail to the petitioner.</p> <p>Per contra learned P.P. for the State has vehemently opposed the bail prayer of the petitioner.</p>	

<p>Contd. 25-03-2026</p>	<p>Heard both the parties and perused the case record. From the perusal of the F.I.R., it appears that petitioner is named in the F.I.R. against whom there is allegation that he along with other accused persons have allegedly encircled the informant's son in the way and assaulted him and petitioner has taken out Rs. 80,000/- from his pocket. It further appears that there is two days delay in lodging the F.I.R. Allegation of looting of Rs. 80,000/- is not probable, so far allegation of assault against Rajalal Singh is concerned. From perusal of the injury report, it appears that pain in left shoulder has been found on the person of injured and dog bite has also been found, which is opined to be simple in nature caused by hard and blunt substance. So far, accused is keeping pat dog which is furious in nature. During the hearing of the bail application among the parties it appears that a pat dog which is furious in nature of the petitioner is the main cause of concern and the injury report also shows that at the time of alleged fighting, petitioner has misused his pat dog to bite the informant. Informant has also submitted that this pat dog has been misused by the petitioner to threaten the other co-villager as well. Id. Counsel for the petitioner has disclosed in his bail application that petitioner has got five criminal antecedent. The petitioner appears to be in custody since 06-02-2026.</p> <p>Considering the aforesaid facts and circumstances of this case and considering the period of custody of the petitioner, this court is inclined to grant bail to the petitioner and hence the same is hereby allowed. Petitioner is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of like amount each to the satisfaction of Id. Court below subject to conditions that <i>one of the bailers shall be close relative of the petitioner and one shall be local with further condition that he will file an undertaking that he will not keep the dog, if he does not do so and he is keeping the dog in his home and anywhere complainant shall state before the court that this dog has been misused by the petitioner and if any criminal antecedent found against him except given in the bail application, Id. Court below shall be at liberty to cancel his bail bonds.</i></p> <p>Let a copy of this order be transmitted to Id. Court below forthwith and the order be uploaded on C.I.S. immediately.</p> <p style="text-align: center;">(Dictated)</p> <p style="text-align: center;">(Kailash Joshi) I/c P.S.J., Gopalganj</p>
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