

THE COURT OF DISTRICT & ADDITIONAL SESSIONS JUDGE- II, JAMUI
ADITYA KUMAR VISHWAKARMA VS. THE STATE OF BIHAR

A.B.A. NO. - 703 Of 2026
Mohanpur P.S Case No. 54/2026

ORDER

Present: Sudhir Sinha

06.07.2026

This anticipatory bail petition has been filed on behalf of Petitioner **Aditya Kumar Vishwakarma** who is apprehending arrest in Mohanpur P.S. Case No. 54/2026 registered U/s-126(2), 115(2), 109(1), 191(2), 190, 76, 303(2), 351(2), 352, 3(5) of B.N.S, the copy of which is served upon the Id. P.P.

The Id. Counsel for the petitioner has submitted that the petitioner is quite innocent. No other bail petition has been filed on behalf of petitioner u/s 482 or 483 of B.N.S.S either in this Id. Court or before the Hon'ble High Court, Patna except the present one. The petitioner has got no criminal antecedent. The Police has not given notice u/s- 35(3) of BNSS to the petitioner. All sections are bailable except section 109(1), 76 and 303(2) of BNS which are not applicable. There is case and counter case vide Mohanpur P.S Case No. 53/2026. The petitioner has committed no offence and has falsely been implicated in this case due to land dispute. The petitioner is man of means, there is no chance of his absconding and he is ready to furnish bail bond to the satisfaction of the Id. Court. In such view the Id. Counsel prayed to admit the petitioner to anticipatory bail.

The Id. Addl. PP opposed the prayer for bail.

On perusal of the case diary it is clear that the petitioner is F.I.R. named accused. The prosecution case as per written information of Most. Geeta Devi is that on 12.05.2025 at about 07:30 in the day, when she was at her shop, 1. Aditya Kumar Vishwakarma, son of Shravan Vishwakarma, 2. Shravan Vishwakarma and five unknown persons came together and forcibly started parking the truck in front of her hotel. Upon objection by her husband Omkar Yadav, Shravan Vishwakarma and Aditya Vishwakarma with intention to kill, assaulted her husband Omkar Yadav and son Nivas Yadav with lathi and iron rods, causing cut at their foreheads, fractured their hands, and also badly injured them. When her son Subhash Kumar came to save them, he was also assaulted by the accused persons thereby injuring him. When she objected, all the accused persons entered into her house and did

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objectionable gestures and threw her on the ground, Aditya and Shravan tore her clothes and tried to dishonour her. Shravan Vishwakarma snatched a gold chain weighing 1 bhar(10 gms) from her neck and gave it to Aditya Vishwakarma. The accused persons looted Rs 20,000 (twenty thousand rupees) from the cash box of her husband's shop. Her husband and son are in a very serious condition due to injuries and are undergoing treatment in the hospital. The informant in her re-statement in CD para-3 has stated the same facts. The witnesses in CD para-7 and 8 have supported the the incident. The injury report of Niwas Kumar shows (1) Abrasion on posterior parietal region with mild bleeding and CT scan head shows no significant focal parenchymal lesion including all tissue and calvarial bones are normal and above injury is simple in nature. While as per injury report of Om Prakash Yadav there is (1) Mild swelling on mid parital region due to trauma by hard object, 2. Pain and swelling at left wrist joint, CT scan report shows no parenchymal injury & x-ray shows tiny chip fracture and injuries are simple in nature. The Court finds that there is allegation of assault upon the petitioner. There was assault with iron-rod at the head of informant causing cut. The injuries are on the vital part of the body. The matter is still under investigation. Therefore the petitioner does not deserve the privilege of anticipatory bail.

Therefore in view of the facts and circumstances of this case having regard to the submission tendered by the parties the ABP filed on behalf of the petitioner **Aditya Kumar Vishwakarma is rejected.**

Dictated & Corrected

District & Addl. S.J -II, Jamui
06.07.2026