

DPKH010002892026



Presented on : 12-01-2026
Registered on : 12-01-2026
Decided on : 11-03-2026
Duration : 0 year, 1 month, 30 days

IN THE COURT OF SESSIONS JUDGE

At Khagaria, (Bihar)

(Presided Over by Shri Rajesh Kumar Bachchan)

Bail Application No. 40 of 2026

Diwakar Kumar and Anr. Vs. State of Bihar

FIR No.36/2025

P.S.- Beldaur

u/Ss. 126(2), 115(2), 118(1), 109,
303(20), 352, 351(2), 351(3), 3(5) of BNS
and Section 27 of the Arms Act of
J.C.-27.11.2025

Date: 11.03.2026

ORDER

1. Vide instant order, I propose to dispose of aforesaid application for regular bail filed on behalf of the accused 1. Diwakar Kumar alias Diwana and 2. Mithun Kumar, who are stated to be in judicial custody since 27.11.2025 in the aforesaid F.I.R.
2. Briefly stated facts of the case as per F.I.R. are that informant made a written complaint on 06.02.2025 stating that on the same very day at 12:00 hours accused persons including applicants made murderous assault on him in which his head was badly fractured. They also assaulted his driver and removed gold chain worth Rs. 85,000/-. They also assaulted his brother Vishal Kumar Yadav.

3. Ld. Counsel for applicant has submitted that applicant is quite innocent and has committed no offence. Ld. Counsel further stated that applicant has been falsely implicated in this case. Applicants have no criminal antecedent and they are in judicial custody since 27.11.2025. Allegation against applicants are general and omnibus in nature and there is no specific allegation against them. Ld. Counsel has also submitted that applicants are ready to abide by all conditions imposed by this court if they are enlarged on bail.
4. Conversely, Ld. P.P. for state has strongly opposed the bail application.
5. Heard. Perused the bail application, C.D. and L.C.R.
6. Allegations are not specific against the applicants. They are in judicial custody since 27.11.2025. No criminal antecedent of the applicant has been pointed out. In view of aforesaid facts and circumstances, the applicants are directed to be released on bail on their executing a personal bond of Rs. 10,000/- (Rupees Ten Thousand Only) with two sureties of like amount each to the satisfaction of the Ld. Court below.
7. B.A. No. 40 of 2026 is hereby allowed.

(Dictated)



(R.K. Bachchan)
Sessions Judge,
Khagaria.
11.03.2026