

The Court of Addl. Sessions Judge-Ist, Kishanganj
Anticipatory Bail Petition No. - 257/2026
(Mahila P.S. case no. -07/ 2026)

Present : Suresh Kumar Singh II
Addl. Sessions Judge-Ist, Kishanganj

Fundan Lal Singh

..... (Petitioner)

Vs.

The State of Bihar

..... (Opposite Party)

For the Petitioner	: Sri Umesh Kr. Sah	(Advocate)
For the State	: Sri Suren Prasad Saha	(A.P. P.)

22-06-2026 1. Heard learned counsel for the petitioner namely, Fundan Lal Singh, who is apprehending his arrest in connection with Mahila P.S. case No.-07/2026, registered u/s 70(1), 351(2), 351(3) of BNS. Also heard learned P. P. for the State.

2. Prosecution story as per written report of informant is that her husband resides in Jalandhar in connection of his livelihood and she resides in her house at village Kasettol, P.S.-Bahadurganj, Dist.-Kishanganj. At about 12:00 PM she was sleeping in her home. When she came out of house for natural call. In the mean time the petitioner along with other co-accused persons caught her in the courtyard and tied her mouth with Gamchha. Co-accused Fudan Singh shown knife to her and threatened that to keep silence and after that all the four accused persons committed rape with her and threatened that if she disclose this fact to anyone they will kill her. After that they committed rape with her three to four times due to which she became pregnant then she disclose this fact to her family members and her husband. Then her husband came at home and after that on 24.09.2025 she give an application in the Bahadurganj Police Station but no action was taken. On the basis written report of the informant Mahila P.S. Case No. 07/2026 was registered against the petitioner and other co-accused persons.

3. Apart from pleading innocence and false implication learned Counsel for the petitioner submits that the petitioner is innocent and he has not committed any offence. The FIR contains omnibus and vague allegation against the accused person and no specific over act has been attributed to

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the petitioner. Ld. Lawyer for the petitioner further submitted that lodging of the present FIR the petitioner himself approached the Ld. C.J.M., Kishanganj and lodged a sanha No. 714/2025 dated 24.09.2025 apprehending false implication and harassing the true facts of the dispute. There is a substantial and unexplained delay in lodging the FIR. The FIR itself does not disclose any definite date and time of occurrence. As per para 03 of bail petition, petitioner has clean antecedent.

4. Learned P. P. has opposed the prayer for bail and prayed to disposes the anticipatory bail petition.

5. From perusal of the record it transpires that there is allegation against the petitioner that he along with other co-accused persons committed gang rape with the victim/informant. From perusal of case diary it that the witnesses have supported the prosecution case in their statement before the police. During investigation statement of victim has been recorded U/s 183 BNSS in which she has supported the allegation of gang rape by petitioner and other co-accused persons. After investigation the police has submitted charge-sheet against co-accused persons. Allegation against the petitioner is of gang rape which is serious in nature.

6. Considering the aforesaid facts and circumstances and nature of allegation, this court does not find it to be a fit case for extending the privilege of anticipatory bail to the petitioner and as such the prayer for anticipatory bail of the petitioner Fundan Lal Singh is hereby **rejected**.

Dictated

Sd/-

Suresh Kumar Singh II
Addl. Sessions Judge-1st
Kishanganj

Date of Judgment/Order	22-6-2026
Date of Reserving Judgment/Order	NA
Uploading Date	22-06-2026
Uploaded by	Steno