

**IN THE COURT OF SESSIONS JUDGE,
KAIMUR AT BHABHUA
(BP No. 130/2026/ Filing No. 1820/2026)**

In re:

1. Chandan Kumar Gupta, aged about 27 years,
S/o Tappu Kahar,
2. Pakhandu Kahar @ Vishal Kumar, aged 20 years,
S/o Late Manoj Sah,
Both R/o Vill- Umapur, P.S- Bhagwanpur, Distt.-Kaimur (Bhabhua).

V/s
STATE

FIR No: 93/2026
P.S : Chainpur
U/s: 103(1),238,3(5) BNS
In J.C: 27.02.2026
Date Of Order: 07.05.2026

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1. Heard Sri Prahlad Singh, learned counsel appearing on behalf of the accused/petitioners and Sh. Sachidanand Rai, learned P.P. for State.
 2. Petitioners have stated in para 2 of their bail petition that no other bail petition, either anticipatory or regular has been filed/pending except this, either in this court or before Hon'ble High Court at Patna.
 3. Alleging false implication of the petitioners, it is submitted on behalf of the petitioners that no such occurrence as alleged was ever taken place nor the informant is the eye witness of the alleged occurrence and in fact the son of the informant died of injuries sustained in a road accident and his dead body was disposed of by the police considering the same to be the dead body of unknown person as identification of the deceased has not been established, moreover, there is no cogent material in the entire case diary to show complicity in the commission of alleged occurrence rather he has been falsely implicated on mere suspicion and has been in jail custody since 27.02.2026.
 4. Learned PP has opposed the prayer for bail of the petitioners.

5. Heard both the parties and perused the record. It transpires from the perusal of record that petitioners are FIR named and in judicial custody since 27.02.2026. Allegation against them as per FIR are that on dated 11.02.2026, the son of informant was returned from Gujarat along with Suresh Kushwaha and the mobile phone of his son was switched off since 13.02.2026 and on dated 22.02.2026 the informant came to know that his son has died. He further alleged that these petitioners along with other FIR named accused have killed his son and taken his mobile and Rs. 34,500/- cash. The post-mortem report of the deceased is attached with the case diary showing open wound of size 5x3" on occipital region of skull and lacerated wound of size 3x2" on mandible and cause of death is due to haemorrhage and shock leading to CR failure. It further transpires from perusal of inquest report mentioned in para 05 of case diary that the son of informant has died in an accident. It further transpires from perusal of para 40 of case diary that an FIR was lodged on basis of complaint of petitioner no. 1 bearing Traffic PS Case No. 20/2026 in which it is alleged that the informant was moving on his motorcycle bearing Registration No. BR 45 T 7763 and the vehicle was hit by a four wheeler near Pokhra Mod and injured him and the four wheeler also hit the son of informant and injured him who died during the course of treatment. The statement of police officials mentioned in para 50 and 51 of case diary also corroborated this. Further, independent witnesses of this occurrence have also corroborated the occurrence of accident mentioned in 54, 55 and 64 of case diary. Petitioners have no criminal antecedent as mentioned in para 34 of case diary.
6. Considering the aforesaid facts and circumstances coupled with period of custody for more than 02 months, this bail petition of this petitioners are **allowed** and the petitioners are directed to be released on bail on their furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties with like amount each to the satisfaction of the trial court.(Dictated)

Sd/- Anurag.
Sessions Judge