

**IN THE COURT OF SESSIONS JUDGE,
KAIMUR AT BHABHUA
(BP No. 172/2026/ Filing No. 2540/2026)**

In re:

1. Ajay Mishra @ Ajay Kumar Mishra @ Ampu Mishra, aged about 40 years,
S/o Munnan Mishra,
R/o Vill- Nibi, P.S- Chand, Distt.- Kaimur (Bhabua).

V/s
STATE

FIR No: 84/2024

P.S : Chand

U/s: 341,302,504,506,34 BNS & 27

Amrs Act.

In J.C: 02.03.2026

Date Of Order: 14.05.2026

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1. Heard Sri Ajit Kumar Singh, learned counsel appearing on behalf of the accused/petitioner and Sh. Sachidanand Rai, learned P.P. for State.
 2. Petitioner has stated in para 2 of his bail petition that he has not filed any bail petition, either anticipatory or regular except this, either in this court or before Hon'ble High Court at Patna.
 3. The case of prosecution is that on dated 17.05.2026, the informant alongwith his brother and father was working on his agriculture field. At around 04:00 PM, this petitioner alongwith other FIR named accused having fire arms in their hands came and started abusing the informant and when informant and his family members objected, this petitioner alongwith co-accused Munnan Mishra, Amit Mishra and Chandan Mishra fired upon the brother of informant Ajeet Mishra and badly injured him. Thereafter, the brother of informant was taken to Trauma Center Varanasi, where he was declared brought dead.
 4. The counsel of petitioner has submitted that he is innocent, has committed no offense and has been falsely implicated in this case. It is further submitted that on the alleged date and time of occurrence, this petitioner was not present at the spot nor he has participated in the occurrence. It is further submitted that on the date of occurrence, the informant and others have caused fire arm injury to the father of petitioner for which Chand PS Case No. 85 of 2024 was lodged against the informant and others. It is further submitted that father of petitioner and Mohan Mishra who is accused in counter case are

real brothers and a Title Suit No. 941 of 2022 is pending between the parties. It is further submitted that allegation against this petitioner is general and omnibus and co-accused Mohan Mishra and Prem Shankar Mishra were granted anticipatory bail and Munnan Mishra, the father of petitioner is enlarged on regular bail by Hon'ble High Court Patna and the case of this petitioner is also on similar footing. It is, therefore, prayed that this bail petition may be allowed.

5. Learned PP has opposed the prayer for grant of bail to the petitioner.
6. Heard both the parties & perused the case record. Petitioner is FIR named and in judicial custody since 02.03.2026. Allegation against him are that he alongwith other FIR named accused have fired upon the brother of informant and killed him. Charge-sheet in this case has already been filed. It transpires from the perusal of post-mortem report of the deceased that he has three gun shot injury over chin, chest and eyelid and the cause of death is shock as a result of fire arm injury. It is submitted on behalf of petitioner that a quarrel was occurred on the date of occurrence related to an old property dispute in which the father of this petitioner has also received gun shot injury. It is further submitted that the deceased was the one who first opened the fire. It is further submitted that the allegation of firing on the brother of informant is against four persons while from the perusal of post-mortem report of the deceased, it transpires that the deceased has three entry wounds of gun shot. It is further submitted that co-accused Munnan Mishra having similar accusation is granted regular bail by Hon'ble High Court Patna, vide order dated 11.03.2026 in Crl. Misc. No. 15484 of 2026 and the case of this petitioner is also of similar footing. Petitioner is stated to have no criminal antecedent as mentioned in para 03 of his bail petition.
6. Considering the aforesaid facts and circumstances and that charge-sheet in this case has already been filed and this petitioner is in judicial custody for around 06 weeks, this bail petition of this petitioner is **allowed** and the petitioner is directed to be released on bail on his 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