

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-III, KATIHAR
BAIL PETITION NO. 299/2026
(Arising out of Barsoi P.S. Case No. 34/2026)

Sujen Das & Others ... Petitioners

Versus

The State of Bihar ... Opposite Party

Ld. Counsel for the petitioners:-	Sri Md. Rizwanul Haque Advocate
Ld. Counsel for the State :-	Sri Akhilesh Kumar, APP

Date of hearing/Disposal: 20.04.2026

ORDER

A regular bail petition has been filed on behalf of the accused petitioners namely (1) Sujen Das, S/O Bedla Das and (2) Kusol Das, S/o Bedla das who are in jail custody since 02.03.2026 in connection with Barsoi P.S. Case No. 34/2026 for the offence registered U/S 126(2), 115(2), 118(1), 109(1), 351(2), 352, 3(5) of the B.N.S. The copy of the same has already been duly served to the Ld. Addl. P.P. for the State.

Heard the Ld. counsel for the petitioners and the learned A.P.P. for the State.

The Ld. counsel of the petitioners have submitted that no B.P. or A.B.P. on behalf of the accused petitioners have been filed or moved earlier before this court or before the Hon'ble High Court, Patna. The petitioners are quite innocent and have committed no offence and they have been falsely implicated in this case. That the petitioners have not any criminal antecedent. The informant and the petitioners are real brothers. That no witness has seen the petitioners committing the alleged occurrence. That the petitioners are in judicial custody since 02.03.2026. The petitioners are local man and no chance of their absconding. The petitioners are ready to furnish local and solvent bailors to the satisfaction of the court. Accordingly, prayed to grant bail.

On the other hand, the Ld. Addl. P.P. vehemently opposed the prayer of bail filed on behalf of the above named accused petitioners and submitted that the petitioners have committed the alleged offence under well planned manner. Hence, it is requested to reject the petition of the above named accused petitioners.

The case of the prosecution, in brief, is that the informant Shambhu Das on returning home at about 03:00 PM, he found his boundary fence removed. On inquiry, he learned that his brother Bedla Das had removed it during land measurement. When he tried to fix it, Bedla Das along with family members armed

with sticks and sharp weapons started assaulted him, causing head and hand injuries. The accused also threatened to kill them. Hence, the present case.

Heard rival submission of the Ld. counsel on behalf of the accused petitioners and the Ld. Add.P.P. for the State and perused the case diary. From perusal of the same, it transpires that the instant case Barsoi P.S. Case No. 34/2026 has been registered for the offence U/S 126(2), 115(2), 118(1), 109(1), 351(2), 352, 3(5) of the B.N.S. against the accused persons. The petitioners are the named accused of the FIR and there is allegation against them that they assaulted the victim with sharp cut weapons and injured them. However, in medical examination, doctor has found only one injury at the left thumb is grievous and rest injuries found including on the scalp are simple in nature. Both the parties are Gotiya of each other and there is land dispute between the parties. The petitioners are languishing in judicial custody since 02.03.2026 and they have not any criminal antecedent. They are ready

to co-operate into investigation and trial of this case and there is no chance of absconding or tampering with the evidence.

Hence, considering the above facts and circumstances as well as the period of custody, I find it judicious to enlarge the above named accused petitioners on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of like amount each to the satisfaction of the Ld. Court below.

(Sd/-)

(Sunil Kumar Singh-III)
D.A.S.J.- III, Katihar
20.04.2026