

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-III, KATIHAR
BAIL PETITION NO. 346/2026
(Arising out of Kursela P.S. Case No. 03/2026)

Rohit Yadav

... Petitioner

Versus

The State of Bihar

... Opposite Party

Ld. Counsel for the petitioner:-
Ld. Counsel for the State :-

Sri Pratik Sharma, Advocate
Sri P.N. Singh, APP

Date of hearing/Disposal: 20.05.2026

ORDER

A regular bail petition has been filed on behalf of the accused petitioner namely (1) Rohit Yadav, who is in jail custody since 22.01.2026 in connection with Kursela P.S. Case No. 03/2026 for the offence registered U/S 103(1), 61(2), 3(5) of BNS. 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 petitioner and the learned A.P.P. for the State.

The Ld. counsel of the petitioner has submitted that no B.P. or A.B.P. on behalf of the accused petitioner has been filed or moved earlier before this court or before the Hon'ble High Court, Patna. Petitioner is quite innocent and has committed no offence and he has been falsely implicated in this case. That there is no direct or indirect allegation against the petitioner. The name of the petitioner has surfaced only on the confessional statement of the co-accused. Petitioner has one criminal history. Petitioner is languishing in judicial custody since 22.01.2026. The petitioner is local man and no chance of his absconding. The petitioner is 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 B.P. filed on behalf of the above named accused petitioner and submitted that the petitioner has committed the alleged offence under well planned manner. Hence, it is requested to reject the petition of the above named accused petitioner.

The case of the prosecution, in brief, is that the informant Poonam Jha stated that her son had been under stress for the past few days due to repeated death threats from six named accused persons. On 01.01.2026 at about 5:45 PM, she received information that her son was shot near Kursela Chowk in front of Gupta Hotel. She believes that the named accused persons were responsible for the shooting. Hence, the present case.

Heard rival submission of the Ld. counsel on behalf of the accused petitioner and the Ld. Add. P.P. for the State and perused the L.C.R. The present Kursela P.S. Case No. 3/2026 has been registered U/S 103(1), 61(2), 3(5) of BNS. against the accused petitioner. The petitioner is not the named accused of the FIR, but his name came in this

case on the basis of confessional statement of co-accused. There is allegation that accused were continuously giving threat to the deceased Sagar Jha and later on, 01.01.2026 someone has shot him dead in front of Gupta Hotel at Kursela Chowk. There are sufficient materials in the case diary against the petitioner, and after investigation, police has found the case true and submitted charge-sheet against them. The petitioner have also one criminal history. The allegations are serious in nature and there are enough chance of absconding.

Hence, considering the aforesaid facts and circumstances and discussions made hereinabove and keeping in mind the seriousness of accusation and gravity of offences, I am not inclined to enlarge the petitioner on bail. Accordingly, prayer for bail of the above named accused petitioner stands **rejected**.

(Sd/-)

(Sunil Kumar Singh-III)
D.A.S.J.- III, Katihar
20.05.2026