

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-III, KATIHAR
BAIL PETITION NO. 515/2026

(Arising out of Katihar Nagar (Sahayak) P.S. Case No. 609/2020)

Suman Kumar Gupta @ Dallu Gupta @ Dalwa ... Petitioner

Versus

The State of Bihar ... Opposite Party

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

Sri Rahul Sharma, Advocate
Sri Panchanand Singh, APP

Date of hearing/Disposal: 17.06.2026

ORDER

A regular bail petition has been filed on behalf of the accused petitioner namely (1) Suman Kumar Gupta @ Dallu Gupta @ Dalwa, who is in jail custody since 10.04.2026 in connection with Katihar Nagar (Sahayak) P.S. Case No. 609/2020 for the offence registered 341, 342, 307, 34 of IPC and 27 of Arms Act. 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 A.B.P. or B.P. has been filed earlier before this court or before the Hon'ble High Court at Patna. The petitioner is quite innocent and have committed no offence and he has been falsely implicated in this case. That the name of the petitioner came in this case on the confessional statement of the co-accused. That nothing incriminating articles has been recovered from the possession of the petitioner. That there is one criminal antecedent against the petitioner. The case has been compromised between the parties. The petitioner languishing in judicial custody since 10.04.2026. 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 bail 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 on 23.11.2020 at about 09:30 PM, Kali Singh was returning home on a motorcycle with Tinku Sahni, after eating prasad. Near Dimag, three unknown criminals stopped them and pulled Kali Singh off the motorcycle. One of the criminals fired at him causing gunshot injuries to him.

Hearing the gunshots, Tinku Sahni fled from the scene on the motorcycle. Due to the darkness, Kali Singh could not identify the assailants. 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 L.C.R. From perusal of the same, it transpires that the present Katihar Nagar (Sahayak) P.S. Case No. 609/2020 has been registered 341, 342, 307, 34 of IPC and 27 of Arms Act against the unknown accused person. Petitioner is not named accused in the F.I.R. and there is no specific allegation against the petitioner. The name of the petitioner surfaced on the basis of confessional statement of co-accused. Nothing incriminating has been recovered from his possession and any identification parade has been done. The other co-accused have been granted bail by Session Judge and the case of this petitioner stands on similar footing. Moreover, he is languishing in judicial custody since 10.04.2026 and he is ready to co-operate into trial of this case. 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 petitioner 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
17.06.2026