

Court of Additional Sessions Judge I, Jhanjharpur

B.P. No-167/2026

(Laukaha P.S case No- 207/2024)

Ramsagar Kunwar and Other Vs. State of Bihar

U/s- 115(2), 126(2), 118(1), 117(2), 109, 303(2), 352, 351(2), 3(5) of BNS pending before the Court of SDJM,
Jhanjharpur.

S.N	Date of order	Order with signature	Office notes as to action taken
1	2	3	4
	18.04.2026	1. This regular bail petition has been filed on behalf of accused namely 1. Ramsagar Kunwar 2.Ramesh Kunwar, who are under custody since 10.03.2026, in connection with Laukaha P.S case No- 207/2024, under sections- 115(2), 126(2), 118(1), 117(2), 109, 303(2), 352, 351(2), 3(5) of BNS. 2. Heard Ritu Kumari, Ld. Advocate on behalf of petitioners and Sri Indrakant Prasad, learned APP for the state. 3. Ld. counsel of the petitioners Ritu Kumari has submitted that the petitioners moved ABP No. 790/2025 and they had twice moved before the Hon'ble High Court Patna for grant of their anticipatory bail vide Cr. Misc. No. 84362/2025 and Cr. Misc No. 10374/2026 respectively and after hearing, all the three petition have been rejected and petitioner No. 1 is an accused in (I) Laukaha PS. Case No. 228/23 (ii) Laukaha PS, Case No. 264/22 (iii) Laukaha PS Case No.340/20 and petitioner No. 2 is an accused in (I) Laukaha PS Case No. 179/18 (ii) Laukaha PS Case No. 340/20. It is further submitted that petitioners are quite innocent and have not committed any offence and petitioners have been falsely implicated in this case due to malice, grudge, land dispute and dirty village party politics. It is also submitted that there is no specific overact or theft against the petitioners and nothing has been recovered from the possession of the petitioners. Lastly, it is submitted that petitioners are under custody since 10.03.2026, ld. Counsel prayed to enlarge the	
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18.04.2026	petitioners on bail. 4. The learned APP Sri Indrakand Prasad opposed the petition and prayed to reject it. 5. The case is based on the statement of Bhuvaneshwar Kunwar, the git of the FIR is that harboring resentment over a previous land dispute, Shiv Sagar Kunwar, Ram Sagar Kunwar, Yudhishtir Yadav and Gulten Yadav alias Shravan Yadav have been regularly visiting the village, threatening to kill and have been misbehaving with the women in and out of the informant's house. In the same sequence, on 21.10.2024 at around 7 PM, the informant was returning home from Khutauna market on his Pulsar motorcycle. As soon as he reached the shop of Satya Narayan Safi in his village, Surendra Yadav, Yudhishtir Yadav, Gulten Yadav alias Shravan Yadav, Shiv Sagar Kunwar, Ram Sagar Kunwar, Satya Narayan Yadav, Chulhai Kunwar, Devendra Kamat, Ramesh Kunwar, Ugan Kunwar , Ashok Kunwar who were already lying in wait and were sitting armed with sharp weapons suddenly surrounded the informant and stopped the vehicle and Chulhai Kunwar said that loot everything and kill the bastrd and throw him in the Banswari. Meanwhile, Surendra Yadav hit him on the head with the iron rod in his hand with the intention of killing him, which hit the neck. Shiv Sagar Kunwar hit the informant on the head with a rod, badly tearing the head and started running away with the motorcycle while robbing Rs. 6500/- and mobile from the informant's pocket. When the informant resisted, all the men beat him with sticks, rods, pistol butts, kicks and broke his left leg badly. Yudhishtir Yadav	
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	18.04.2026 contd...	ran away with the motorcycle and threw informant in Banswadi. He become unconscious after getting hit on the head When he regained consciousness, on hearing his cries for help, the informant's family members came and took him to Khutauna Government Hospital for treatment. Considering his serious condition, he was referred to PMCH, Patna and is undergoing treatment at PMCH, Patna. Hence this case. 6. Heard both sides at length and perused the case record. From perusal of the record it transpires that on the basis of fardbayan given by the informant in PMCH, Patna, this very case has been registered under Sections 115(2), 126(2), 118(1), 117(2), 109, 303(2), 352, 351(2), 3(5) of BNS. From perusal of the record it transpires that petitioner accused is specifically named in the FIR and as per allegation accused petitioners with others with common intention at the time and place of occurrence, petitioners accused and others surrounded and stopped the informant's motorcycle, they struck him on the head with an iron rod resulted informant sustained a muscle deep wound on frontal scalp which is in vital part of the body and also accused person took away his motorcycle and Rs.6,500/-. As per allegation the applicant petitioners and other co-accused had previously threatened to beat the informant and his family and behaved indecently towards the women in his house. The informant statement in paragraph No. 8 of the case diary along with the witnesses in paragraph 9, 10, 20, 21 supported the case of the prosecution as alleged in the FIR. The informant's injuries were treated at Indira Gandhi Heart Institute , Patna and Patna Medical College Hospital. According to	
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18.04.2026

paragraph 59 of the case diary a lacerated wound measuring 3 inch x 1/16 inch x muscle deep was found on the vital parts of the body such as scalp of the informant. Apart from that earlier bail petitions of the other co-accused persons is already rejected by this Court and the petitioner's case stands on the same footing.

7. Therefore, considering the aforesaid facts presented above, the arguments of both the parties and the circumstances of the case, injury on vital parts of the body, does not appear justified to grant regular bail to the applicant accused persons. Therefore, the application of regular bail filed on behalf of the accused persons namely **1.Ramsagar Kunwar 2.Ramesh Kunwar** is hereby **rejected**.

Dictated and Corrected

Sd/-
(Sushil Kumar Dixit)
Addl. Sessions Judge-Ist
Jhanjharpur.

Memo No..... Date.....

Copy of order along with LCR be sent to the Court of Ld. S.D.J.M. Jhanjharpur for information and needful.

(Sushil Kumar Dixit)
Addl. Sessions Judge-Ist
Jhanjharpur.