

IN THE COURT OF SESSIONS JUDGE, MUNGER

BAIL APPLICATION No.- 687/2026

Nitish Kumar Vs. The State of Bihar
Nayaram Nagar P.S. Case No. 126/2025

13.04.2026

1. The present bail application has been preferred by petitioner **Nitish Kumar** S/o- Chandradev Yadav who is lying in judicial custody since 08.03.2026 in connection with Nayaram Nagar P.S. Case No. 126/2025 U/Ss 126(2), 115(2), 191(2), 191(3), 190, 263, 117(2), 109, 121(1), 132, 352, 351(2) and 351(3) of B.N.S., pending in the Court of Sri Shaktiman Bharti, the Ld. J.M. Ist Class, Munger.

2. The informant, who is a police officer, has alleged that on information he along with his team raided at the spot where he found that the petitioner along with other co-accused persons were involved in making of illegal wine. He further alleged that they arrested three accused persons from the spot but they have succeeded in fleeing away with the help of the petitioner and other co-accused persons. Further he also alleged that the co-accused Abhishek Kumar and Monu Raj physically assaulted him as a result of which he suffered injuries. Hence the information, based on which the above stated P.S. case was registered.

3. At the outset the Ld. Counsel for the petitioner has certified that previously no regular or anticipatory bail has been filed on behalf of the petitioner before this Court or before any other Court including the Hon'ble High Court. He also certified that **the petitioner has no criminal cases pending against him.** He further submits that the petitioner is innocent and has not committed any offence and further that he has been falsely implicated in the present case. That no case u/s 109 and 117(2) of B.N.S. is made out against the petitioner. That some of the co-accused persons have already been granted bail by this Court as well as by the Hon'ble High Court, Patna vide orders dated 10.03.2026, 02.04.2026 and 17.03.2026 in A.B.A. No. 155/2026 and B.A. No. 686/2026, B.A. No. 700/2026 and Cr. Misc. No. 16832/2026 respectively. That the present petitioner is lying in judicial custody since 08.03.2026. Therefore the Ld Counsel pleads that the present petitioner be enlarged

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on bail.

4. The Ld. PP has opposed the bail application of the petitioner.

5. Heard the submissions of respective Id. Counsels and perused the record of the case.

6. From perusal of the record, it seems that there are no specific allegations qua the present petitioner. From the injury report, it is apparent that the injuries are simple in nature caused by hard and blunt substance. That some of the co-accused persons have already been granted bail by this Court as well as by the Hon'ble High Court, Patna vide orders dated 10.03.2026, 02.04.2026 and 17.03.2026 in A.B.A. No. 155/2026 and B.A. No. 686/2026, B.A. No. 700/2026 and Cr. Misc. No. 16832/2026 respectively. That the petitioner has no criminal cases pending against him as per para 3 of the present anticipatory bail application. That the present petitioner is lying in judicial custody since 08.03.2026.

7. Hence, considering the nature of allegations and in the totality of the facts and the circumstances, this bail application is hereby **Allowed**. Therefore, the petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand only) with two sureties of the like amount each to the satisfaction of the Learned Trial Court **with conditions that one of the bailors shall be family member of the petitioner and that the petitioner shall file an undertaking that he will not tamper with any of the evidences or influence any of the witnesses of the case and that he shall remain physically present before the Ld. Trial Court on each and every date.**

Dictated

(ALOK GUPTA)
Sessions Judge, Munger
Dated:- 13.04.2026