

In the Court of Sessions Judge, Madhepura.**A.B.P. No. 315/2025****(Arising out of Madhepura P.S. Case No. 66/2024).**

- 1. Basant Kamti alias Fekan Kamti S/o Janardan Kamti.
Resident of Village-Sukhasan Chakla, Ward No.-02, P.S.-
Madhepura, District-Madhepura.....Petitioner.**

V.**The State of Bihar.....O.P.**

04/

25.03.2026 Petition for bail filed U/s 482 B.N.S.S. on behalf of above named petitioner, who is apprehending his arrest in connection with Madhepura P.S. Case No. 66/2024 U/S 302/34 of IPC, pressed today for hearing.

Heard Sri Jawahar Jha, learned lawyer for the petitioner and Sri Bibeka Kumar Singh, learned P.P. for the State.

As per written-report of informant Gajendra Kumar Singh, the deceased Sonu Kumar Singh aged about 30 years was his son, who used to work as 'sweet-maker' and to maintain himself and his family. It is stated that whenever Sonu Kumar used to go in any function to make sweets the petitioner Basant Kamti and one Mangal Poddar accompanied him. It is said that on 20.01.2024 at 06:30 P.M., the petitioner Basant Kamti alias Fekan Kamti and Mangal Poddar went to Sonu Kumar and asked him that they have to go to work at one place and then Sonu Kumar along with the petitioner Basant Kamti and Mangal Poddar went by bike (BRAB-8052) belonging to Sonu Kumar Singh (deceased) and they returned at about 07:30-08:00 P.M. and Sonu was not in the position to walk and he was taken to his bed and got him slept. It is said that they told the informant Sonu Kumar had drunk heavily, and therefore, he should not be disturbed. It is stated that in the morning Sonu Kumar did not woke up when his wife went to him with tea and then it was detected that he was dead. It is further stated that the police was informed and dead-body was taken for post-mortem, and after funeral, this case was lodged. It is alleged that informant's neighbour Binay Kumar Singh, Ajay Kumar Singh, Nibha Devi, Shibani Kumari have hand in commission of murder of the deceased as they by hatching conspiracy with the petitioner Basant Kamti alias Fekan Kamti and Mangal Poddar killed the deceased to eliminate him.

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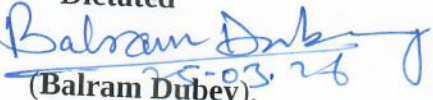
Learned lawyer appearing on behalf of the petitioner submitted that the petitioner is innocent and he has not committed any offence. The petitioner has falsely been implicated in the present case merely on suspicion. It is also submitted that nobody has claimed to see the alleged occurrence. Moreover, the petitioner has got no criminal antecedent at all.

On the other hand, learned P.P. appearing on behalf of State vehemently opposed the prayer for anticipatory bail of petitioner as the petitioner with the assistance of other accused persons have committed brutal murder of deceased under planned way.

Perused the record. On perusal of case diary, it appears that the informant in his re-statement in para-6 has supported the case of prosecution. It also appears that the witnesses examined in para-7, 8, 9 & 10 have also supported the prosecution case. According to Post-Mortem Report (PMR) enclosed with the case diary shows cause of death of deceased Sonu Kumar Singh – could not be ascertained. It also appears that the final-report has been submitted in the case U/Ss. 302, 34 IPC by the police showing 'lack of evidence' (vide para-100). However, the cognizance has been taken by the learned C.J.M., Madhepura for the offence punishable U/Ss. 302, 34 of IPC against the petitioner and others as per order dated-19.11.2025. Prima-facie, the complicity of the petitioner reveals in commission of murder of the deceased.

Considering the entire facts and circumstances of the case as referred above, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, anticipatory bail petition filed on behalf of above named petitioner stands **rejected**.

Dictated


(Balram Dubey),
Sessions Judge,
Madhepura.