

**IN THE COURT OF PRINCIPAL DISTRICT & SESSION JUDGE,
MUZAFFARPUR.**

Civil Court, Muzaffarpur, Bihar - 842001.

A.B.P. No. 987/2026 (BRMZ010034412026)

(Arising out of Baruraj P.S. Case No. 22/2026)

Nitesh Kumar & Others V/s The State of Bihar

ABP No.: 987/2026

FIR No.: 22/2026

Name of P.S.- Baruraj

U/Section.: 115, 132, 221, 223, 224, 351(2), 352, 3(5) of the BNS and Sec. 9 of Bihar Control of the Use and Play of the Loudspeakers Act.

Dated: 06.03.2026

Present: Sri Ajay Kumar, learned P. P. for the State.

Sri Arvind Kumar Thakur, learned counsel for the petitioners/accused.

- (1) Heard, learned P.P. for the State and the learned Counsel on behalf of the petitioners/accused 1. Nitesh Kumar 2. Himanshu Kumar (both sons of Raman Rai) 3. Adarsh Kumar, S/o- Nirbhay Thakur.
- (2) The petitioners are seeking per-arrest bail under section 482(2) of the BNSS, in Baruraj P.S. Case No. 22 of 2026, registered under sections 115, 132, 221, 223, 224, 351(2), 352, 3(5) of the BNS and Sec. 9 of Bihar Control of the Use and Play of the Loudspeakers Act.
- (3) Ld. counsel for the petitioners submits that no other bail petition either regular or anticipatory has been previously moved before this court or the Hon'ble High Court.
- (4) The Ld. Counsel for the petitioners submits that petitioners are innocent and have been falsely implicated in this case. Petitioners do not have any criminal antecedent. The entire allegation levelled against the petitioners are false and concocted.
- (5) The case of the informant Shailendra Kumar is that, on 24.01.2026 while he was on patrolling and maintaining law and order, he was instructed that the idols would be immersed at all the places where Saraswati puja idols had been installed and also to ensure that the immersion should be in a peaceful and harmonious manner. In the meantime, an information was received that DJ was playing vulgar songs during the immersion. Even on being asked to stop the song, they refused to listen. On reaching the spot, the accused were asked to stop playing the vulgar songs but they did not listen to them and even misbehaved with the Police team.
- (6) The learned P.P. for the state opposed the bail petition of the petitioners.

**IN THE COURT OF PRINCIPAL DISTRICT & SESSION JUDGE,
MUZAFFARPUR.**

Civil Court, Muzaffarpur, Bihar - 842001.

A.B.P. No. 987/2026 (BRMZ010034412026)

(Arising out of Baruraj P.S. Case No. 22/2026)

Nitesh Kumar & Others V/s The State of Bihar

(7) Taking into account the occasion and the fact that a large number of persons have been made accused and is difficult to attribute specific allegations or individual persons and the fact that petitioners are first time offenders and no apprehension is shown on part of the prosecution that the accused would flee from justice or commit a similar offence, if released on bail, in the event of their arrest or surrender in the court concerned within four weeks from the date of communication of this order let the petitioners, namely 1. Nitesh Kumar 2. Himanshu Kumar (both sons of Raman Rai) 3. Adarsh Kumar, S/o- Nirbhay Thakur be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of the learned concerned court subject to the following conditions:-

- The petitioners shall co-operate with the investigation agency, as and when required.
- The petitioners shall not commit an offence in future.
- The petitioners shall not directly or indirectly make any inducement, threat, or promise to any person acquainted with the facts of the case.
- The petitioners shall not tamper with the evidence-witness in any manner.

sd/-

[Shweta Kumari Singh]
Principal District & Sessions Judge,
Muzaffarpur
06.03.2026