

ORDER

14.07.2026

1. An application for regular bail, dated 08.06.2026, along with a vakalatnama and certified copies of relevant documents, has been filed on behalf of the accused-petitioner, Gajni Nadaf, in connection with Aurai P.S. Case No. 25/2013 dated 15.03.2013. The case has been registered under Sections 302/34 of IPC. The petitioner is in custody since 19.05.2026.

2. Learned counsel for the petitioner, Sri A. H. Sajjad, and the learned Additional Public Prosecutor, Shri Sunil Pandey, representing the State, are present.

3. The prosecution case, in short as on 12.03.2013 at 07:00 PM when informant Dhanraj Sah was returning from Mednipur, P.S. Nanpur, District Sitamadhi and when he reached near Balia mod, P.S. Aurai, District Muzaffarpur all of a sudden Radhey Sahni, Jodhan Sahni, Bhola Sahni, Rajdeo Sahni, Vijoy Sahni, Gajni Nadaf and Wazir Nadaf surrounded his brother Devendra Sahni and assaulted by knife. Devendra Sahni injured reached near Teka Bazar and there he got treated in Aurai P.H.C and later on he got admitted in S.K.M.C.H. On being refer from S.K.M.C.H he got died in between Muzaffarpur & Patna.

4. Learned counsel for the petitioner submitted that the petitioner is innocent and has not committed any offence and has been implicated in this case out of enmity and grudge. It is further submitted that the petitioner has no criminal antecedent and no previous bail application filed on behalf of the petitioner is pending either before this Court or before the Hon'ble High Court. It is further submitted that the petitioner is in judicial custody since 19.05.2026. It is further submitted that the petitioner has no role in alleged crime. It is further submitted that there is chance of petitioner to abscond. It is also submitted that local persons are ready and willing to stand as sureties on his behalf.

5. On the other hand, learned Additional Public Prosecutor opposed the prayer for regular bail.

6. Having heard learned counsel for the parties and upon perusal of the materials available on record, it appears that the petitioner is an accused in Aurai P.S. Case no. 25 of 2013 registered under section 302 of IPC in 2013. The petitioner has filed A.B.P no. 971/2013 which has been rejected by Session Judge, Muzaffarpur vide order dated 16.01.2014. Thereafter, the petitioner has filed A.B.P No. 1148/2026 which has been withdrawn on 21.05.2026. It further appears that the petitioner remained

Dr. Kishor Kunal, District & Addl. Sessions Judge- 11th, Muzaffarpur

B.P. No. 917/2026

Anurag Kumar Jha Petitioner.

Vs.

State of Bihar.....O.P.

absconding for considerable period and approached the court after a long lapse of time.

7. Considering the nature and gravity of the accusation, the manner of occurrence, and the conduct of the petitioner in evading the process of law for several years, this court is not inclined to grant the privilege of regular bail to the petitioner at this stage.

8. Accordingly, the prayer for regular bail of the petitioner namely Gajni Nadaf is **rejected**.

Let a copy of this order be communicated to the learned Court concerned forthwith.

The office shall upload this order on the CIS portal.

(Dictated)

s/d

Addl. Sessions Judge 11th,
Muzaffarpur.