

**COURT OF PRINCIPAL SESSIONS JUDGE, NALANDA AT BIHARSHARIF**

**B.P. No. 264/2026**

**Sunny Kumar and another Vs. The State of Bihar**

**10.03.2026**

The present petition for regular bail has been filed on behalf of the petitioners, namely, Sunny Kumar and Gopal Kumar who are in judicial custody since 11.02.2026 in connection with Rahui P.S. Case No. 65/2026 registered for the offences punishable u/s. 303(2) and 317(2) of the B.N.S. 2023.

Heard the learned counsel Sri Dhananjay Kumar for the petitioners as well as the learned P.P. Sri Anuj Kumar for the State.

Learned counsel for the petitioners submitted that earlier, no bail petition either regular or anticipatory on behalf of the petitioners has been filed either before this Court or the Hon'ble High Court, Patna. It is further submitted that the petitioners are innocent, have committed no offence and they have falsely been implicated in the present case due to dirty village politics. The alleged Sections are super addition to make the non-bailable. The petitioners were going to market and at that time, they were caught and arrested by the Police. The petitioners have no criminal antecedent and they are rotting in jail since 11.02.2026. On these facts, he has prayed that the petitioners be granted bail.

Ld. P.P. for the State opposed the prayer for bail of the petitioners.

The prosecution case in brief, is that informant Sumani Devi gave a computer typed petition to the S.H.O. of Rahui P.S. alleging therein that on 10.02.2026 at about 10:00 O'clock, the informant tied her goat on the roadside near her house. After some time, she saw that her goat was not there and she searched everywhere in the village but she could not find her goat. The informant believe that some unknown thieves have stolen the informant's goat. On these facts, Rahui P.S. Case No. 65/2026 was registered against unknown.

Heard the learned lawyer for the petitioners as well as the learned P.P. for the State and perused the case record as well as the case diary from Para 1-23. The allegation against the petitioners is that they stole the goat of the informant from outside of the house of the informant. At Para 5 of the case diary, there is statement of the informant who has fully supported the case of the prosecution. Witnesses at Para 6 and 7 of the case diary have also fully supported the case of the prosecution. At Para 9 of the case diary, Police has recovered the goat from the possession of the petitioners. At Para 12 of the case diary, there is confessional statement of one of the petitioner Gopal Kumar, wherein he has accepted his guilt. From perusal of Para 19 of the case diary, it is evident that there is no criminal antecedent against both the petitioners. Police has

**P.T.O.**

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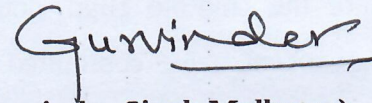
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already submitted charge-sheet vide Para 23 of the case diary. The petitioners are in custody since 11.02.2026.

Considering the aforesaid facts and circumstances of this case, this Court is inclined to grant bail to the petitioners and hence, the same is hereby **allowed**. The petitioners are directed to be released on bail on furnishing bail bonds of **Rs. 10,000/-** with two sureties of like amount each to the satisfaction of the learned court below.

**(Dictated & Corrected)**



**(Gurvinder Singh Malhotra)**  
Principal District & Sessions Judge,  
Nalanda at Biharsharif.

Date of order	10.03.2026
Uploading Date	10.03.2026
Uploaded by	Rashmi Raje