

B.P. No. 696 / 2026**(Arising out of Deepnagar P.S. Case No. 259/2023)****Mirtunjay Kumar V/s. State of Bihar**

Sl. No.	Date of order or Proceeding	Order with the signature of the Court	Office action taken with date
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	10-06-2026	The present petition for regular bail filed on behalf of the petitioner Mirtunjay Kumar, who is in judicial custody since 21.12.2025 in connection with Deepnagar P.S. Case No. 259/2023 registered U/s-147, 148, 149, 342, 302, 504, 506 of the I.P.C., is pressed today. The prosecution story as per the written report of the informant Dularchand Gope, in brief, is that on 13.06.2023 at 12 O' Clock in the noon his son Nitish @ Teni, his wife Mahajan Devi and his daughter Saraswati Devi were at his poultry farm situated at Maghra. In the meantime, the accused Rajesh Kumar, Bauna Yadav, Ajit Gope, Tarachand Yadav, Surjan Yadav, Mirtunjay Kumar, Sohan Gope and Arunesh Gope armed with weapons came there and the accused Bauna Yadav, Tarachand Yadav, Mirtunjay Kumar and Sohan Gope caught hold of the informant's son Nitish Kumar and fell him down using abusive language and the accused Rajesh started slitting his neck with sharp edged Hasuli. When the informant protested to it, the accused Surjan Yadav and Arunesh Gope caught hold of him and asked to kill him also if he will raise the alarm. It is further alleged that the accused Ajit Gope using abusive language asked the informant's wife and daughter to kill them if they will raise the alarm and by that time the accused Rajesh Kumar killed the informant's son and after that all of the accused persons fled away. Heard the learned counsel Md. Danish Iqbal for the petitioner as well as the learned P.P. Sri Anuj Kumar on behalf of the State. It has been submitted by the learned counsel on behalf of the petitioner that the petitioner is innocent and has committed no offence and he has falsely been implicated in this case only because the petitioner is Bahnoi of named accused Ajit Gope of village Kako Bigha. The allegation of committing murder by chopping the neck of the deceased Nitish Kumar @ Teni by Hasuli is against Rajesh Kumar and not against the petitioner and the only allegation against the petitioner is that he participated in the crime as a member of unlawful assembly. Also, the petitioner is not having any criminal antecedent and he is in custody since 21.12.2025. On these facts, he has prayed that the petitioner be granted regular bail. The learned P.P. vehemently opposed the prayer for the bail and submitted that this is the case of brutal murder and the petitioner was actively involved in the occurrence. Having gone through the case record, it appears that this case has been registered u/s 147, 148, 149, 342, 302, 504, 506 of the I.P.C. and the allegation against the petitioner is that he along with other accused persons armed with weapons came at the poultry farm of the informant using abusive language. The petitioner along with other accused persons caught hold of the informant's son and fell him down and the accused Rajesh Kumar slit his neck and killed him. Also, the	

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	<u>Contd.</u> 10-06-2026	postmortem report as annexed with the case diary speaks that the front of neck of the deceased was congested with bruise present over anterior part of neck and the chopped incised wound was present over right lateral part of the neck size approx. 6” x 4” extending from right angle of mandible upto right posterior part of neck. The wound is deep exposing all neck muscles and neurovascular bundles. All major neck vessels are cut. Also, the doctor has opined the cause of death is haemorrhage and shock due to abovementioned injury caused by hard, heavy, sharp substance which goes to support the allegation alleged in the FIR. Moreover, the prayer of bail of the petitioner has already been rejected by this Court vide B.P. No. 384/2026 on 29.04.2026. Thus, considering the aforesaid facts and circumstances of the case, I am not inclined to enlarge the petitioner Mirtunjay Kumar on bail. Accordingly, his prayer for bail stands rejected. (Dictated & corrected) Sd/- (Khyati Singh) Addl. Sessions Judge 2nd Nalanda at Biharsharif <table><tr><td>Date of Judgment/Order</td><td>10.06.2026</td></tr><tr><td>Date of Reserving Judgment/Order</td><td>-</td></tr><tr><td>Date of Uploading</td><td>16.06.2026</td></tr><tr><td>Uploaded by</td><td>kundan</td></tr></table>	Date of Judgment/Order	10.06.2026	Date of Reserving Judgment/Order	-	Date of Uploading	16.06.2026	Uploaded by	kundan	
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