

COURT OF THE PRINCIPAL DISTRICT & SESSIONS JUDGE, NAWADA

**B.P. No.1119/2026, B.P.No. 1123/2026 &
B.P.No. 1148/2026**

1.B.P.No. 1119/2026

Subham Kumar

Versus

Petitioner

State of Bihar

Opp. Party

2. B.P.No. 1123/2026

Nitish Kumar

Versus

Petitioner

State of Bihar

Opp. Party

3. B.P.No. 1148/2026

Bittu Kumar

Versus

Petitioner

State of Bihar

Opp. Party

Date of order or proceeding	Order with signature of the court	Office action taken with date
12.06.2026 <i>[Handwritten signature]</i> <i>12/06/2026</i>	B.P. No.1119/2026, B.P.No. 1123/2026 and B.P.No. 1148/2026 have been filed on behalf of the petitioners, namely, Subham Kumar, Nitish Kumar and Bittu Kumar, respectively who are in custody since 11.05.2026 in connection with Kadirganj P.S. Case No.99/2026 u/ss. 191(2), 191(3), 190, 126, 115(2), 117(2), 109, 132, 351(1) and 352 of the B.N.S. put up for hearing. B.P. No.1119/2026, B.P.No. 1123/2026 and B.P.No. 1148/2026 are being heard together and are being disposed of hereby by this common order, as both the petitions arise out of same police station case number bearing Kadirganj P.S. Case No.99/2026. 2. Heard Shri Arvind Kumar in B.P. No.1119/2026, Shri Niranjana Kumar Singh in B.P.No. 1123/2026 and Shri Rakesh Kumar in B.P.No. 1148/2026, learned counsels for the petitioners as well as Shri Manoj Kumar Singh, learned P.P. for the State and perused the record including the case diary. 3. The short case of the prosecution as per	

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written complaint of the informant, Ramnandan Prasad, Chaukidar, posted at Kadirganj Police Station is that on 10.05.2026 while he was going to verify the name of one person in other case, he saw that a tractor driver fled away leaving his tractor. It is stated that he informed his superior about the said information and thereafter raiding team came there and started the process to seize the tractor loaded with illegal mined sand. It is alleged that four accused persons came on their respective motorcycle bearing registration nos. BR27L4696, BR27N5579, B427W9978 and BR27T-8626 along with other accused persons who were sitting on their motorcycles with intention to release the seized tractor. It is further alleged that wife of Uday Singh started making noise and disturbance on the road, while the police team reached near Bermimod. It is further alleged that police team tried to make her understand, but, during course of the same all the accused persons including these petitioners equipped with *lathi*, *danda*, *khanti*, rod, etc came there and assaulted the informant.

4. Learned counsels for the petitioners jointly submitted that the petitioner Subham Kumar has no criminal antecedent. Petitioner Nitish Kumnar is accused in Kadirganj P.S.case no. 06/2026 u/ss. 302/117(2) of the B.N.S. and Kadirgaj P.S.casse no. 70/2024 u/s 135 of the Bihar Electricity Act and in both cases he is on bail. Petitioner Bittu Kumar is accused in Muffasil P.S.case no. 435/2025 in which he is on bail and they are in custody since 11.05.2026. It has been further submitted that the

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petitioners are innocent and they have been falsely implicated in this case rather there is general and omnibus allegation against them and they neither the owner nor the driver of the vehicles engaged in illegal mining of sand. Hence bail petitions of the petitioners may be allowed.

On the contrary the learned P.P. opposed the prayer for bail of the petitioners.

5. All the petitioners are in custody since 11.05.2026. There is general and omnibus allegation levelled against them. They were tried to release the sand loaded tractor which was seized by the police and also interfered in the discharge of their public duty. There is allegation of assaulting the Chaukidar who is the informant, namely Ramnandan Prasad. Petitioner Shubham Kumar has no criminal antecedent whereas petitioner Nitish Kumar is accused in two cases which are Kadirganj P.S.case no. 06/2026 u/ss. 302/117(2) of the B.N.S. and Kadirgaj P.S.casse no. 70/2024 u/s 135 of the Bihar Electricity Act and in both cases he is on bail and petitioner Bittu Kumar is accused in Muffasil P.S.case no. 435/2025 in which he is on bail. The injury report has been brought on record which shows lacerated wound over right fronto parietal part of head 1"x1/2"x muscle deep., lacerated wound over left frontal region 1/3"x1/4"x muscle deep and lacerated wound over pronominal phalanx of left thumb 1/2"x1/4", both tissue swelling is noted around thumb metacarpus left. Soft tissue injury is noted in the left wrist. All the injuries were found to be simple in nature caused by hard and

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blunt substance.

6. In view of the above this court thinks it fit just, proper and legal to admit the petitioners on bail. Accordingly, the prayer for regular bail of the accused-petitioners, Subham Kumar, Nitish Kumar and Bittu Kumar, are being allowed hereby and the they are directed to be released on bail on furnishing bail-bonds of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned trial court subject to the conditions that the petitioners shall not commit an offence similar to the offence of which they are accused, or suspected, of the commission of which they are suspected, they will not tamper with the evidence, they shall remain present on each and every date during trial and if the they fail to appear on two consecutive dates their bail-bonds shall be liable to be cancelled.

(Dictated & corrected by me)

Shubash Kumar
Principal Sessions Judge.

12/06/2026