

**In the Court of Additional Sessions Judge III, Danapur, Patna**

Present: Manoj Kumar Srivastava, A.S.J.-III, Danapur

**Bail Petition No. 244/2026**

Arising out of Naubatpur P.S. Case No. 607/2025

**Rishabh Kumar @ Bhanu**, aged about 25 years, S/o Anil Singh @ Anil Sharma,  
R/o Vill Jagdishpur, P.S. Naubatpur, Dist Patna ..... Petitioner.

The State of Bihar

v r s.

.....Prosecution.

On behalf of Petitioner:

Sri Sunil Kumar Sharma, Ld. Advocate

On behalf of Opposite Party:

Md. Kalam Ansari, Ld. A.P.P.

On behalf of Informant:

Sri Nawal Kishore Sharma, Ld. Advocate

**ORDER**

**17-03-2026**

**01.** The regular bail petition has been filed by the petitioner, who is in custody since 06/10/2025 in connection with the present Naubatpur P.S. Case No. 607/2025, dt. 05/10/2025, registered u/s 103(1), 3(5) of the B.N.S. and Sec. 27 of the Arms Act, which is pending in the Court of A.C.J.M.-VI, Danapur.

**02.** The prosecution case, as per, the written-application of informant Vibha Devi, in brief, is as such: That on 04/10/2025 at about 08:00 P.M., Shivam Kumar @ Lovely was abusing in front of informant's house. On protest by the husband of the informant namely Bharat Sharma, he threatened to kill him and went away. Further case is that just after 5 minutes, he returned having a pistol in hand and again started abusing. Again the informant, her husband and her son tried to protest, then he fired with his pistol and shot the informant's husband. Further alleged that the family members of accused Shivam Kumar @ Lovely including the petitioner were provoking the accused to kill and after firing, when the informant and her gotni tried to catch the accused, his family members helped him to escape. Further alleged that Shivam @ Lovely had undergone to jail in another case for causing gunshot injury. After the occurrence the nearby people took the husband of informant to A.I.I.M.S., Patna Hospital, where he was declared dead. On the basis of written report of the informant, F.I.R. was lodged and investigation started.

**03.** The learned lawyer of the petitioner has submitted that the petitioner is quite innocent and has committed no offence as alleged and the allegation leveled against him is totally false and baseless. Further that earlier no bail application either anticipatory or regular was filed either in this court or in the Hon'ble High Court by the petitioner. Further the petitioner is also accused in Bikram P.S. case no. 188/2025. Further submitted that petitioner has been falsely implicated in this case due to previous enmity and village politics. The informant and petitioner are co-villagers and belong to same family. The petitioner is living separately and he has no relation with co-accused Shivam @ Lovely and Anil Singh. Further no incriminating article has been recovered from the possession of the petitioner. There is no direct and specific allegation against the petitioner. Lastly, it is submitted that the petitioner is in custody since 05/10/2025 without any fault and is

**Cont....**

ready to execute bail bond as per direction of the court. So, the petitioner may be enlarged on bail.

**04.** The learned Addl. P.P. has vehemently opposed the prayer of bail of the petitioner.

**05.** Heard the Ld. Lawyers of the respective parties and perused the case record.

**06.** From perusal of the F.I.R., it appears that the present case has been lodged for the offence u/s 103(1), 3(5) of the B.N.S. and Sec. 27 of the Arms Act for causing gunshot injury to the husband of informant with pistol, who died in AIIMS Patna during treatment. Further the I.O. of this case has submitted charge-sheet no. 701/2025 dated 15/12/2025 in this case. So far case diary is concerned, para 2 of the case diary contains the inquest report of the deceased. Para 4 of the case diary contains the F.S.L. report. Further the prosecution witnesses support the prosecution case (para 8, 10, 11, 12, 13, 14, 59, 60, 61 of the case diary). Para 58 of the case diary contains the electronic evidence of the occurrence. Further para 75 of the case diary contains the postmortem report of deceased Bharat Sharma, which shows that death was caused due to firearm injury in the chest. On perusal of entire materials on record, the court finds that the petitioner is named accused in the FIR and has criminal antecedent of one case. Further the offence is very serious in nature causing death of a human being by gunshot injury. Further regular bail application of co-accused has been rejected from this court vide B.P. 55/2026.

**07.** Considering the facts discussed above and nature of the offence, I am not inclined to grant regular bail to the above named petitioner and the same is, accordingly, **rejected**. O/C is directed to send a copy of this order to the learned Court below and a copy of the same be uploaded in C.I.S.

(Dictated)

**(Manoj Kumar Srivastava)**  
Addl. S. J. 3<sup>rd</sup>, Danapur  
17-03-2026

**Memo No...../ Dated...../...../...**

Copy forwarded to  
the Court of.....

Seal of the Court

**Sd/-**  
**(Manoj Kumar Srivastava)**  
Addl. S. J. 3<sup>rd</sup>, Danapur