

In the Court of Addl. Sessions Judge-II, Danapur.

(Present :- Kshiprachala Anjalee, Addl. Sessions Judge-II, Danapur.)

B.P. No. 614 of 2026.

(Arising out of I.I.T. Amhara P.S. Case No. 129 of 2026).

1. Ram Ayodhya Kumar, son of Suresh Yadav,

2. Manishankar Kumar, son of Suresh Yadav,

3. Raushan Kumar, son of Suresh Yadav,

All Resident of Village-Paharpur, Police Station-I.I.T. Amhara, District-Patna

..... Petitioners.

Versus.

The State of Bihar.

..... Opp. Party.

Learned counsel for the petitioners :- Sri Raghubir Kumar Singh, (Advocate)

Learned counsel for the State :- Sri Ramkeshwar Prasad, (Addl. P.P.)

Order.

09-06-2026. This Regular Bail Petition has been filed on behalf of the above-named petitioners, who are in Judicial custody since 13-05-2026 in connection with I.I.T. Amhara P.S. Case No. 129 of 2026 registered under Sections 126(2), 109, 74, 352 and 351(3) read with Section 3(5) of the B.N.S., pending in the Court of learned A.C.J.M.-I, Danapur.

Heard learned counsels for the parties.

It is submitted on behalf of the petitioners that earlier no any bail petition has been filed on behalf of the petitioners either for grant of regular or anticipatory bail before this learned court or before the Hon'ble High Court, Patna. It is further submitted that no any other bail petition pending in any other Court and this is first Bail petition filed on behalf of the aforesaid petitioners. The petitioners have committed no offence and have been falsely implicated in this case due to land dispute. Nothing has been recovered from the conscious possession of the petitioners. There is no specific allegation against the petitioners. All the Sections are bailable except Sections 109 and 74 of the B.N.S. which are super addition and there is no ingredient of Section 109 and 74 of the B.N.S. on the record. The petitioners and the informant are co-villagers and there is no hand of the petitioners in the alleged occurrence. The petitioners have clean antecedents. The petitioners are ready to abide by any condition imposed by this Court and are ready to give sufficient sureties to the satisfaction of the learned Court. Hence, they may be enlarged on bail.

Learned Addl. P.P. opposed the prayer of bail of the petitioners.

As per F.I.R., the informant Mona Kumar, alleged that on 12-05-2026 at about

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12 O'clock in the afternoon, he was getting his field ploughed. At that very time, three individuals from his village namely Ram Ayoudhya Kumar, Raushan Kumar, and Mani Shankar, came to his field and began verbally abusing and physically assaulting him. During this sequence, petitioners Manishankar and Ram Ayoudha were carrying a sharp-edged weapon. They struck at his neck with the intention to kill him. However, as I ducked, the edge of the sharp weapon struck above his eye. He fell down on the spot, bleeding profusely, and began writhing in pain. When, he started screaming loudly, his mother arrived at the spot, after which those two assaulted his mother as well. While trying to flee, both individuals caught him again, and Raushan Kumar began repeatedly beating him all over his body with a stick. In the meantime, local villagers from nearby fields gathered and rescued him and his mother from them. Following this, he went to Bihta Hospital for treatment. After getting treated, he came to the Police Station and submit this written application. Therefore, requested to take strict action against the aforementioned individuals. On the basis of the written report of the informant, an F.I.R. was lodged under Sections 126(2), 109, 74, 352 and 351(3) read with Section 3(5) of the B.N.S.

Perused the record and the case diary. On perusal of the entire record, it appears that F.I.R. was registered under Sections 126(2), 109, 74, 352 and 351(3) read with Section 3(5) of the B.N.S. So far, the case diary is concerned, the prosecution version prima facie finds support from the witnesses recorded in the case diary. Injury report of the injured/informant is annexed with the case diary and on perusal of the same it appears all the injury sustained by the injured is simple in nature caused by hard and blunt object. Learned counsel of the petitioners submitted that these petitioners have been falsely implicated in this case due to land dispute. Apart from

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that, it is submitted and claimed on behalf of these petitioners that they have clean antecedents and case diary paragraph no. 32 also reveals the same. The investigation in the case is still going on and the petitioners are in custody since 13-05-2026.

Having considered aforesaid including the facts and circumstances of the case, clean antecedents of the petitioners, and the nature of allegation alleged against these petitioners, this court finds that this is fit case in which privilege of bail should be granted to the above-named petitioners. Accordingly, the above-named petitioners **Ram Ayodhya Kumar, Manishankar Kumar and Raushan Kumar**, are directed to be released on bail, on furnishing bail bonds of Rs. 10,000/-each with two sureties of like amount each to the satisfaction of learned Court concerned, subject to the conditions that (1) One of the bailors must be from the native place of the petitioners (2) The petitioners shall file undertaking/affidavit that they should not commit similar offence in future. (3) If at any stage of the case it is revealed to the court concerned that the petitioners have concealed their criminal antecedents to obtain bail, their bail bonds shall be cancelled by the court concerned and (4) The petitioners shall fully cooperate in the trial/investigation of the case and shall be **physically present on each and every date till framing of charge in the case**, and violation of the aforesaid conditions will arise an occasion to cancel the bail bonds of the petitioners.

(Dictated)

Sd/

(Kshiprachala Anjalee)
Addl. Sessions Judge-II, Danapur.

