

**COURT OF DISTRICT & ADDL.
SESSIONS JUDGE-IV, BARH (PATNA)**

Bail Petition 267 of 2026

Arising out of **Bakhtiyarpur P.S. Case No. 535 of 2023**
(u/s 341, 323, 326, 307, 379, 504, 506 r/w 34 IPC)

Dolu Kumar @ Nitish Kumar

S/o : Shankar Prasad @ Shankar Yadav

a/a : 23 Years

(Resident of Village : Raghopur New Bye-pass, P.S. : Bakhtiyarpur, District : Patna) **Petitioner**
Verses

The State of Bihar

..... **Opposite Party (O.P)**

For the Petitioner : Sri Ajit Kumar Singh & Sri Shankar Singh, Ld. Advocates
For the O.P.(State) : Sri Prabhat Kumar, Ld. Addl. Public Prosecutor,

ORDER

PRESENT : SRI SHAILENDRA KUMAR SINGH, ASJ-IV

27/05/2026

1. Bail petition dated **11/05/2026** for grant of regular bail filed on behalf of above named accused petitioner, who is in judicial custody **since, 23/04/2026** in connection with **Bakhtiyarpur P.S. Case No. 535 of 2023**, for the offence u/s 341, 323, 326, 307, 379, 504, 506 r/w 34 IPC, *pressed today*. A copy of bail petition has already been served to the Ld. APP.

2. Heard, Ld. Counsel & Ld. Addl. Public Prosecutor (APP) appearing on behalf of the petitioner as well as the State.

3. Prosecution case, in brief, as per written report of informant **Akash Kumar** is that, on 06/11/2023 at 20:00 hours, accused Pankaj Kumar called him at *Mavesi Hat*, new bye-pass Bakhtiyarpur, where Suraj Kumar, Pankaj Kumar and four other accused persons were also present. Pankaj Kumar threatened to kill him, if he doesn't give Rs. 1,00,000/- (One Lac). On refusal, Suraj Kumar, Pankaj Kumar, Amit Kumar @ langta and Dholu Kumar given repeated blow with *chhura (knife)* on his back, due to which is sustained multiple injuries. Sanjeet Kumar and Rauhi Kumar snatched a gold chain by pressing his neck and took out Rs. 1500 from his pocket. All hearing his scream, people came and took him to hospital

4. It has been submitted by the Ld. Counsel for the petitioner that anticipatory bail petition of petitioner has already been rejected by Hon'ble High Court, Patna and he **has criminal antecedent**. There is inordinate delay of two days in lodging the FIR for which no plausible explanation has been put forth. Petitioner is ready to furnish bail bond with sound sureties & obey each and every conditions imposed by Court, if bail is granted.

5. Ld. A.P.P. appearing on behalf of State vehemently opposed the prayer of petitioner for anticipatory bail and submitted that repeated blow by *chhura* on the back of informant, due to which, he sustained multiple injuries.

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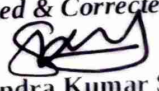
Arising out of **Bakhtiyarpur P.S. Case No. 535 of 2023**

27/05/2026 (Cont'd/-.....)

6. TCR & case diary (CD) have been received. Heard, rival contentions of both the parties and perused the record. From perusal of record, it transpires that there is **direct & specific** allegation against the petitioner that he along with other co-accused persons have **given repeated blow by chhura on the back of informant, due to which, he sustained multiple injuries.** Injuries may be **fatal for the life of informant.** As per injury report attached with CD, informant Akash Kumar sustained following four injuries **(i) incised wound of 1 1/2" x 1/2" abrasion of 3" on left of back, (ii) stab wound of 1" x 3/4" over upper-right side of back, (iii) abrasion of approx 7" over lower back right side & (iv) abrasion of approx 6" over back left side.** In this case police has submitted charge-sheet u/s 341, 323, 326, 307, 379, 504 & 506 IPC against co-accused Pankaj Kumar. Investigation against this petitioner is still going on, new facts may emerge. Regular bail of co-accused Pankaj Kumar has **already been rejected by Ld. DASJ-I, Barh, who was placed at similar footing.** Further ABP of the petitioner has also been rejected by this Court as well as by Hon'ble Court. As per para-3 of bail petition, petitioner has **five criminal antecedents.**

7. Considering the aforesaid facts, circumstances, **seriousness, criminal antecedents and gravity of the alleged offence,** the Court is not inclined to enlarge the petitioner on bail. Accordingly, prayer for regular bail on behalf of above named petitioner is hereby **Rejected.** It is, however, clarified that the observations made herein are limited to the adjudication of the present bail application and shall not prejudice the case of the petitioner at any subsequent stage of the investigation/trial and this Court has not expressed any opinion on the merits of the case.

Dictated & Corrected

 27/5/2026
(Shailendra Kumar Singh)
Addl. Sessions Judge-IV,
Barh (Patna)

Memo No. **684** Dated **01 June** 2026

Copy forwarded to: The Court of **Ld. ACJM-3 Barh** : For needful.

 27/5/2026
(Shailendra Kumar Singh)
Addl. Sessions Judge-IV,
Barh (Patna)

Date of Judgment/Order	27-05-2026
Date of Reserving Judgment/Order	27-05-2026
Uploading Date	02-06-2026
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