

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

Bail Petition 276 of 2026

Arising out of **Bakhtiyarpur P.S. Case No. 658 of 2025**
(u/s 126(2), 115(2), 109, 352, 351(2) r/w 3(5) BNS & 27 Arms Act)

Suraj Kumar

(Resident of Village : Madhopur, P.S. : Bakhtiyarpur, District : Patna)

S/o : Sole Lal Yadav

Verses

a/a : 25 Years

.....Petitioner

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

The State of Bihar

For the Petitioner : Sri Samindra Prasad, Ld. Advocate

For the O.P.(State) : Sri Prabhat Kumar, Ld. Addl. Public Prosecutor,

ORDER

PRESENT : SRI SHAILENDRA KUMAR SINGH, ASJ-IV

11/06/2026

1. Bail petition dated **15/05/2026** for grant of regular bail filed on behalf of above named accused petitioner who is in judicial custody **since, 08/12/2025** in connection with **Bakhtiyarpur P.S. Case No. 658 of 2025**, for the offence **u/s 126(2), 115(2), 109, 352, 351(2) r/w 3(5) BNS & 27 Arms Act, 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 **Anil Kumar** in brief, is that on 03/12/2025 at 17:30 PM, he was returning home from field as soon as he reached near West Gate of Ramlakhan Singh Yadav College, Suraj Kumar, Lallu Kumar, Ranjan Kumar & Sonelal Yadav stopped him. Suraj Kumar fired a bullet on him but he escaped. When his son Rakesh Kumar, niece Arayavir Kumar came for rescue, all accused persons attacked on them with *pistol*, one bullet hit head of his son Akash Kumar and a bullet hit on the chest of Arayavir Kumar, due to which, both got injured on fell down. With the help of villagers both were taken to hospital from where they were referred to PMCH, Patna.

4. It has been submitted by the Ld. Counsel for the petitioner that no anticipatory/regular bail either before Ld. Court of Sessions or Hon'ble High Court has been filed, nor any bail application is pending before any Court and the petitioner has **criminal antecedent**. Petitioner was working in a private factory in New Delhi as labour. No case made out against the petitioner **u/s 109 BNS & 27 Arms Act**. 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 allegation petitioner is serious in nature.

Cont'd....!

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11/06/2026 (Cont'd/.....)

6. Trial Court Record (T.C.R.) & 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 accused petitioner that he alongwith other co-accused persons in-furtherance of common intention have **given bullet shot injury to son and niece of informant with view to kill them, which hit head & chest of son and niece of informant.** As per injury report attached with para-75 of CD, **Aravir Kumar & Akash Kumar have sustained fire-arm injury on chest & head.** After investigation police has submitted charge-sheet against petitioner u/s 126(2), 115(2), **109**, 352, 61(2), 354(2) r/w 3(5) BNS & 27 Arms Act. As per para-35 of CD, petitioner has two criminal antecedents. **Act done by petitioner is very serious in nature.** If he is granted bail, there is possibility that he may threat/induce the witnesses of this case. Regular bail petition of co-accused Sonelal Yadav placed at similar situation has already been rejected vide order dated 10/04/2026 passed in BP No. 167/2026. As per para-3 of bail petition, petitioner has six criminal antecedents of similar nature.

7. Considering the aforesaid facts, circumstances, **criminal antecedent, seriousness 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**. Observations/findings made above is only restricted for disposal of this bail petition and it will not effect the merit of case during investigation, enquiry & trial case.

Dictated & Corrected

 11/6/2026
(Shailendra Kumar Singh)
Addl. Sessions Judge-IV,
Barh (Patna)

Memo No. Dated June, 2026

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

 11/6/2026
(Shailendra Kumar Singh)
Addl. Sessions Judge-IV,
Barh (Patna)

Date of Judgment/Order	11-06-2026
Date of Reserving Judgment/Order	11-06-2026
Uploading Date	15-06-2026
Uploaded by	Ranisham/Case Steno