

In the Court of Principal District & Sessions Judge, Samastipur

S.T.No.133 of 2026

S T A T E

Vrs.

Santosh Das son of Baidhnath Das @ Baidyanath Das @ Baijnath Das,
R/o Village Dadhiya, P.S. Chakmehsi, District Samastipur.

-----Accused/Petitioner

Presiding Officer: Sri Samir Kumar, Sessions Judge, Samastipur

07. 06.03.26

Heard Sri Prabhash Kumar-learned Counsel for the
accused/petitioner and also heard Sri Shiv Kumar Prasad-learned P.P
for the State on the bail petition of accused/petitioner named above,
who is in custody since 11.12.25 in connection with Chakmehsi
P.S.Case No.142 of 2025 registered under Section 103(1) of the B.N.S.

As per F.I.R, on 05.09.2025 at about 9 A.M the husband of
the informant had gone from his house to Bazar Samitti Mathurapur
for doing labour work. On 06.09.2025 at about 12'O'clock from the
mobile of her husband a call was made to her on her Mobile
No.9955186633 and conversation took place. In course of conversation
on mobile the informant suspected that the sound was not of her
husband and she had talked with unknown person and she heard

sound of noise on the mobile. The unknown person gave order to her to come at Dianiya Pokhar without intimating any one thereafter, phone was disconnected. Informant tried to reach her husband on the mobile but she could not talk with her husband as it was switched off. Thereafter, in the morning she narrated the entire story to her family members as regard to switch off of her husband mobile and thereafter family members of informant started searching for her husband and in course of search father-in-law of informant got information from local people that some one had committed murder of husband of informant and hanged the dead body from the branch of tree at Belsandi Dabri Chour. After getting information the father-in-law of informant, Bhaisoor and other family members went to Chakmehsi Police Station and identified the dead body.

The Ld. Counsel appearing on behalf of the petitioner submitted that petitioner is an innocent person and he has falsely been implicated in this case. Further submitted that name of accused/ petitioner has come on the basis of confessional statement of apprehended accused Anju Devi except this there is nothing incriminating against the petitioner. Ld. Counsel also submitted that though petitioner is an accused of Chakmehsi P.S. Case No.72 of 2024

but in the said case he is on bail and in the present case he is in custody since 11.12.2025 i.e more than two months so, petitioner may be released on bail.

The Ld. P.P has opposed the prayer of bail and submitted that name of petitioner has come on the basis of confessional statement of accused Anju Devi as mentioned in Para-56 of the Case Diary in which she has disclosed how her husband and other persons committed this heinous crime. Ld. P.P further submitted that petitioner has played active role in the murder of informant's husband and postmortem report fully corroborates the inquest report mentioned in Para-02 of the Case Diary. Hence, prayed that petitioner does not deserve bail.

On perusal of the record, it appears that this is a case of brutal murder. Petitioner is not named in the F.I.R and during course of investigation name of petitioner has been disclosed by co-accused Anju Devi as mentioned in Para-56 of the Case Diary. Anju Devi in her confessional statement has elaborately stated how her husband and other persons committed the brutal murder of the deceased. She has further stated that on the fateful day she called the deceased to come to the P.O on her mobile. Further postmortem report fully corroborates the inquest report mentioned in Para-02 of the Case

Diary.

Considering the aforementioned facts and circumstances of the case as well as gravity of the offence, I am not inclined to enlarge the accused/petitioner on bail, accordingly, prayer for bail stands **rejected**. (Dictated)

Sessions Judge

Date of Judgment / Order	06.03.2026
Date of Reserving Judgment / Order	06.03.2026
Uploading Date	11.03.2026
Uploaded by	Ashish Kumar