

1. **Shankar Sahani @ Shankar Kumar , S/o Bifan Sahani, Aged-about 20years,**
R/o -Maniyarpur, P.S.- Rajepur District- East Champaran

2. **Nandlal Kumar @ Nandan Kumar, S/o Hari Rai @ Harendra Rai**
R/o-Village-Ramvan, PS-Shyampur Bhataha, Dist- Sheohar (Bihar)

..... (Petitioners)

V /s

State Of Bihar.....(Opposite Party)

On behalf of State-Md. Arshad Siddique (Ld. APP)

On behalf of defense-Sanjay Kumar Singh (Ld. Advocate)

Sl. No.	Date of Order	Order with signature	Remarks
	<u>10.06.2026</u>	<u>Order</u> The regular bail petition of the petitioners above named (1) Shankar Sahani @ Shankar Kumar, Nandlal Kumar @ Nandan Kumar, who are in Judicial Custody since 29.03.2026 in connection with Shyampur Bahata PS Case No.-79/2026, dated-27.03.2026, u/s-126(2), 103(1), 118(1), 303(2), 238, 61(2) of BNS, have been pressed today for hearing. Copy of the petition has already been served to Ld. APP for the state. Heard Shri Sanjay Kumar Singh on behalf of the petitioners and Md. Arshad Siddique Ld. APP for the state and perused the case record. From perusal it appears, that the prosecution story as per FIR in brief is that informant Bindeshwari Bhagat S/o Late Ganesh Bhagat , gave his <i>fardebayan</i> before SI Sunil Kumar SHO of Shyampur Bhatha on dated 27-03-2026 at 14.30 p.m. alleging that his elder son Nandlal Bhagat aged about 28 years on dated 26.03.2026 at about 5 P.M. went on his HF Delux Motorcycle. On 27.03.2026 Chaukidar Subodh	

<u>Continued</u> <u>10.06.2026</u>	Yadav of P.S Rajepur informed at 1:30 P.M. that his elder son Nandlal Kumar Bhagat has been murdered. After receiving the information he along with the villagers Dinesh Bhagat, Raj Kishore Prasad, Ram Naresh Prasad and younger son Acchelal Kumar reached Sareh and saw that his Motorcycle HF Delux was parked there and his son dead body was lying in wheat cultivated field. It has been further alleged by the informant that there was illicit relationship of Usha Devi wife of his deceased son with contractor of Molanapur whose name he did not know due to which there was always matrimonial dispute between them. He has also alleged that Vikash Kumar and Rakesh Kumar brother in law of his deceased son Nandlal has quarreled many times with his deceased son. Ten days before when Nandlal was sleeping in his room then at about 12.a.m. four unknown persons came and try to kill his deceased son Nandlal. In the morning Nandlal told that his wife Usha Devi has send Vikas Kumar, Rakesh Kumar and other for attempt to commit his murder. Informant further alleged that he has firm faith that Usha Devi in conspiracy with Molanapur contractor along with Vikas Kumar, Rakesh Kumar with four unknown has killed his son by cutting his throat. . Accordingly FIR was instituted. Ld. Defense Counsel appearing for the petitioners has submitted that earlier the bail petition of the petitioners was rejected on 15/04/26 by Court of CJM, Sheohar and thereafter no other regular bail application has been filed or pending before this Court as well as before Hon'ble High Court Patna as mentioned in para-2 of the bail petition, and the petitioner are having clean antecedent as mentioned in para-3 of the bail petition. The learned Counsel further submitted that petitioners have falsely been implicated only on suspicion in this case. They have not committed any offence. Petitioners	
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<u>Continued</u> <u>10/06/2026</u>	who are under judicial custody since 29-03-2026 are quiet innocent and there is no chances of absconding of the petitioners and are ready to comply the conditions and furnish the bail bond as per order of the Court. It has lastly been prayed by learned counsel to allow the prayer of regular bail of the petitioners. <i>Per contra</i> Ld. APP vehemently opposed the prayer of bail of the petitioners and submitted that petitioners have committed a heinous offence. They does not deserves the privilege of bail and prayed to reject the bail petition of the petitioners. Heard both sides and perused the case record. After perusal of the case record it appears that the case has been instituted u/s 126(2), 103(1), 118(1), 303(2), 238, 61(2), of B.N.S. From the perusal of record and case diary it appears that petitioners are not named in the FIR. Name of petitioner no.-01 has been surfaced in para 21 of the case diary during course of investigation on the basis of tower location(CDR) of mobile number 7783090557 which is used by petitioner no.-01 Shankar Sahni. From perusal of para 28 of the case diary it appears that mobile number 7783090557 is in name of Jahari Devi who is mother of Shankar Sahni(petitioner no.-01). From perusal of para 29 and 34 of case diary it appears that petitioner No.-01 Shankar Sahni has called deceased Nandlal on his mobile no. 8084628066 from mobile no. 7783090557, there after petitioner No.-01 with his friend Nandan (petitioner No.-2) has cut the throat of Nandlal with knife which has been admitted by them in their confessional statement. From further perusal of para 36 of the case diary it appears that knife has been recovered from place of occurrence at the instance of both petitioners. On perusal of para 60 of case diary which is scan copy of
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<u>Continued</u> <u>10/06/2026</u>	postmortem report which shows that death is due to insize wound (sharp substance). The facts alleged are corroborated by material available in case diary. There is no criminal antecedent mentioned in the available case diary, which is also mentioned by the petitioners in para -03 of the bail petition. Thus considering the above facts and circumstances of the present case, allegations of heinous nature, gravity of the offences, this Court is not inclined to grant the privilege of regular bail to the above named petitioners. Hence the regular bail petition filed on behalf of petitioners Shankar Sahani @ Shankar Kumar, Nandlal Kumar @ Nandan Kumar is here by <u>dismissed.</u> Dictated Sd/- (Sunil Dutt) Distct & Additional Sessions Judge-III, Sheohar. 10.06.2026	
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