

**In the court of Ist Addl. Sessions Judge, Sheikhpura.
Presiding Officer: Sri Neeraj Kishore
Bail Petition No. 277/2026
Sonal Kumari Vs. State of Bihar**

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**Arising out of Sheikhpura P.S Case No. 14/2026
U/s – 319(2), 318(4), 338, 336(3), 340(2), 112(2), 3(5) of B.N.S. r/w Sec. 10 of
Bihar Acharan Priksha Adhiniyam, 1981**

**1. Sonal Kumari aged about 32 years
D/o Kishori Paswan
R/o Vill. – Khandpar
P.S – Biharsharif
Dist.- Nalanda**

..... Petitioner

Vs.

State of Bihar (Through Sunidhi Sanchita) O.P

Counsel for the petitioner ----- Sri. Avadhesh Kumar Jha, Ld. Advocate
Counsel for the State -----Sri. Shambhu Sharan Singh , Ld. Addl. P.P

ORDER

02.04.2026 Bail petition dated 09.03.2026, filed on behalf of the incarcerated accused Sonal Kumari, who is in custody since 22.01.2026 in connection with Sheikhpura P.S Case No. 14/2026, under Sections 319(2), 318(4), 338, 336(3), 340(2), 112(2), 3(5) of B.N.S. r/w Sec. 10 of Bihar Acharan Priksha Adhiniyam, 1981 pressed today.

Pressing the bail petition, learned counsel for the petitioner has submitted that no bail petition of any nature is pending on behalf of the petitioner either before this Sessions Division or before the Hon'ble High Court and the petitioner has no criminal antecedent. It has been submitted that the petitioner is innocent and has committed no offence and has been falsely implicated in this case. It has further been submitted that the petitioner does not have any knowledge about the occurrence as stated in the FIR and was

Sheikhpura P.S. Case No. 14/2026 Dated- 02.04.2026 Addl. S.J.Ist, Sheikhpura

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arrested by the police without any inquiry. It has been further submitted that no role has been assigned to the petitioner and the petitioner has been made accused mechanically. It has also been submitted that the petitioner was neither inside the examination hall nor was indulged in cheating and the petitioner has been roped in on the basis of statement given by the co-accused. It has been submitted that no case under Section 319(2), 318(4), 338 and 336(3) of B.N.S. is made out against the accused/petitioner. Learned counsel for the petitioner has sought to enlarge the petitioner on the privilege of bail.

On the other hand, Learned Addl. P.P. has opposed the bail petition and submitted that petitioner was apprehended red-handed at the examination hall while impersonating other candidate. Learned Addl. P.P. has sought to the reject the bail petition.

I have heard the submissions and gone through the materials available on the record, it transpires that no bail petition of any nature is pending on behalf of the petitioner either before this Sessions Divison or before the Hon'ble Court and the petitioner has no criminal antecedent as revealed from Para 21 of the case diary. It transpires that the instant FIR has been instituted at the instance of informant Sunidhi Sanchita alleging therein that she is posted as a Teacher at Middle School, Pachna (Sheikhpura) and on 21.01.2026 she was working as an invigilator at the D.M. Model Higher Secondary School at room No. 8 where preliminary written examination for the post of Sub-Inspector Police was being conducted. It has been alleged that at about 03:00 P.M. during the course of invigilation, it was found that the face of candidate No. 6248020328, Sobhi Kumar having date of birth 28.02.2003 and Adhar No. 470941200985 did not match with the photo on the admit card and the photo on the attendance-sheet. It is alleged that the matter was brought to the knowledge of Centre Superintendent and Static Magistrate and on inquiry the person taking examination revealed his name as Kundan Kumar who was impersonating for Sobhi Kumar. It was also disclosed that he was sent to impersonate Sobhi Kumar by Sonal Kumari and Rajeev Kumar who were present outside the examination centre. The petitioner was apprehended and handed over to police from outside the examination centre at the instance of the co-accused Kundan Kumar and formal FIR was lodged.

Persual of the case diary, shows that the informant has supported her case in her restatement at Para 12 and the witnesses at Para 13, 14 and 15 have also supported the prosecution case. The seizure list at Para 2 shows that admit card with roll No. 6248020328

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and Adhar No. 470941200985 of Sobhi Kumar were seized from the possession of the petitioner. The petitioner in his confessional statement has confessed his guilt and has disclosed that he was asked to impersonate at the place of Sobhi Kumar by the petitioner. The supervising authority at Para 37 has found the case true against the petitioner. It appears that the petitioner is named in the FIR and was arrested red-handed at the examination centre. Prime facia the case against the petitioner appears to be true as the admit card having photographs and adhar card of Sobhi Kumar were seized from the possession of the co-accused Kundan Kumar which was supplied to him by the petitioner. There is specific allegation of commission of overt act against the petitioner and the petitioner appears to be one of the main accused committing the offence. The case is still at the stage of investigation and charge-sheet has not been submitted and the apprehension of tampering of evidences and witnesses at the hands of the petitioner could not be ruled out. The bail of the co-accused has already been rejected by my learned predecessor and the case of petitioner stands on similar footing as that of co-accused Rajeev Kumar.

Under such circumstances, considering the nature of offence and its gravity as well as the role of the petitioner in committing the alleged offence, I am not inclined to enlarge the petitioner Sonal Kumari on the privilege of bail at this stage. Consequently, the bail petition dated 09.03.2026 stands **rejected**. However, the petitioner may renew its prayer for bail after framing of charge.

Let a copy of the order be transmitted the Learned Trial Court forthwith.

Dictated

(Neeraj Kishore)
Addl. Sessions Judge- 1st
Sheikhpura

Date of Judgment /Order	02.04.2026
Date of Reserving Judgment/Order	02.04.2026
Uploading date	04.04.2026
Uploaded by	Md. Reyazul Haque