

**In the Court of Sessions Judge, Supaul**  
**B.A.-121/2026, BA-136/2026 & BA-153/2026**  
**(Arising out of Triveniganj P.S. Case No.580/2025)**

	<b><u>BA-121/2026</u></b>	
	Brajesh Kumar, S/o- Pradip Mandal, R/o- Gheladh, Ward No.01, PS- Gheladh, District-Madhepura; .....Accused/Petitioner Vs. State of Bihar .....O.P.	
	<b><u>BA-136/2026</u></b>	
	Sudhanshu Kumar, S/o- Deepnarayan Yadav, R/o- Bhaintekathi, Ward No.06, PS- Sadar Madhepura, District- Madhepura; .....Accused/Petitioner Vs. State of Bihar .....O.P.	
	<b><u>BA-153/2026</u></b>	
	Rupesh Kumar, S/o- Shyam Kishor Yadav, R/o- Bhan Tekathi, Ward No.06, PS + District-Madhepura; .....Accused/Petitioner Vs. State of Bihar .....O.P.	
<b><u>13/04/26</u></b>	<p>Ld. Counsel for petitioners Sri. Johar Mandal, Sri. Rajendra Prasad Mandal and Sri. Shankar Kumar Singh, Advocates.</p> <p>Ld. PP Sri. J.N.Pandey, for the State.</p> <p>By this order we are going to dispose off altogether three bail applications i.e., BA.No:-121/2026 filed on behalf of accused/ petitioner, namely Brajesh Kumar, who is in judicial custody since 09.01.2026, BA No:- 136/2026 filed on behalf of accused/ petitioner namely Sudhanshu Kumar, who is in judicial custody since 09.01.2026 and BA No:-153/2026 filed on behalf of accused/ petitioner, namely Rupesh Kumar, who is in judicial custody since 09.01.2026. As all these three bail applications arises out of same P.S. i.e., Triveniganj P.S. Case No.580/25 u/s- 25(1-b)a, 26/27/35 of Arms Act.</p> <p>Ld. counsel for the accused/ petitioners argued that accused/ petitioners are quite innocent and have committed no crime and they have falsely been implicated in this case due to local politics and enmity. They further submitted that the offence as alleged in FIR is not applicable against the accused/ petitioners. They further submitted that no any incriminating article has been recovered from the conscious possession of the accused/ petitioners. It is also submitted that all the accused/ petitioners are in judicial custody since 09.01.2026 and no useful purpose would be served by keeping the accused/ petitioners behind the bar.</p> <p>Ld. PP for the State strongly opposed the prayer of bail application.</p> <p>In brief, the prosecution story is that on dated 07.12.2025 at about 07:00 A.M., Inspector-cum-SHO, Rakesh Kumar of PS Triveniganj has given the self statement that in the intervening night of 06/07-12-25 at about 12:30 A.M., he along with other police</p>	Contd.

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personnel was on patrolling duty and reached at the house of Brajesh Kumar in village Ghelar, Ward No.01 and the accused Brajesh Kumar was overpowered and he was interrogated by the police party and he admitted that he was some relation with Soni Kumari. Therefore, he engaged Sudhandhu Kumar and Rupesh Kumar to kill the husband of Soni Kumari namely Shashiranjan Jaiswal and he agreed to pay both of accused of Rs.1,20,000/-. Thereafter, at the pointing of Brajesh Kumar, the police team reached at the house of accused Sudhandhu Kumar and Sudhanshu Kumar was also overpowered and he admitted that he along with Rupesh Kumar have received the money from Brajesh Kumar and was agreed to kill the husband of Soni Kumari namely Shashiranjan Jaiswal and he managed a pistol and also a country made Deshi Katta. Thereafter, at the instance of accused Sudhanshu Kumar, the police team reached at the house of Rupesh Kumar and the accused Rupesh Kumar was duly interrogated and he disclosed to the police that on 26.11.2026 on an Apache Motorcycle bearing registration No.BR-43AF5894, he along with Sudhanshu Kumar left the house to cause death of Shashiranjan Jaiswal and at about 07:30 P.M., on 26.11.2025 near Maheshua Pond Sudhanshu Kumar has inflicted injury on Shashiranjan Jaiswal and fired upon him 4 times. After committing the crime they have concealed the fire arm in Bhasbhitti near the pond. Thereafter, at the instance of accused Rupesh Kumar and Sudhanshu Kumar, the police team reached at Maheshua, Ward No.10 near pond and from there near the bamboo garden the loaded pistol along with 4 live bullets was recovered and one country made pistol with one live bullet was also recovered. Thereafter, the recovered fire arms and the live bullet was taken into possession by the police and the seizure-list was prepared and on the basis of self statement of Inspector-cum-SHO, Rakesh Kumar of PS Triveniganj, the FIR was registered.

Argument heard from both sides and perused the record as well as case diary. Admittedly, all these three accused/ petitioners are in judicial custody since 09.01.2026. On going through the case diary, it transpires that the police also recorded the statement of the recovery witnesses namely constable Deepak Kumar Paswan, H.C Upendra Uraon and they have duly supported the prosecution case. Similarly, the other witnesses namely Sub-inspector, Manish Kumar, PTC Jilani Telor and lady constable Vandana Kumari have also supported the prosecution case. It is pertinent to mention here that earlier an FIR bearing Triveniganj PS Case No.567/25 was registered by the police of PS Triveniganj and in that case one person namely Shashiranjan Jaiswal has sustained bullet injury caused by the accused persons. During the course of investigation, the accused persons were duly interrogated by the police and at the pointing of the accused persons, the fire arms as well as the live bullet was recovered by the police, which was used for the commission of the crime

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i.e., causing the bullet injury to the injured Shashiranj Jaiswal. The allegation against these accused/ petitioners are very serious in nature. There is the strong apprehension of tempering of the prosecution evidence by the accused/ petitioners. It is also pertinent to mention here that the bail applications filed on behalf of these accused/ petitioners in Triveniganj PS Case No.567/25 has already been rejected by this court in BA No.81/26, BA No.86/26 and BA No.152/26 respectively.

Hence, taking into consideration the seriousness of the allegation, I find that all these three accused/ petitioners are not entitled to be enlarged on bail. Therefore, the bail application, filed on behalf of all three accused/petitioners, namely Brajesh Kumar, Sudhanshu Kumar and Rupesh Kumar, stands **Rejected**.

Dictated  
-Sd-  
(Anant Singh)  
Sessions Judge, Supaul