

IN THE COURT OF DISTRICT & A.S.J.-III, VAISHALI AT HAJIPUR

B.P. NO. 512 of 2026

CNR No. BRVA01-003708-2026

Arising out of Baligaon P.S. Case No. 174/2025

U/Ss – 130(1), 61(2), 3(5) of B.N.S. and 27 of Arms Act.

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(1) Pawan Kumar @ Aaloodum, S/o: Late Mahesh Rai

(2) Dharmendra Kumar @ Dharmendra Rai, S/o: Late Pitamber Rai

..... **Petitioners**

Versus

The State of Bihar

..... **Opposite Party**

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Appearance :

**For the petitioner : Sri Abhay Kr. Ambast, Amresh Kr. Sinha,
Ld. Adv.**

For the State : Sri Ramnath Mahto, Ld. A.P.P.

06.07.2026

Order

1. The regular bail petition of the petitioners-(1) **Pawan Kumar @ Aaloodum**, (2) **Dharmendra Kumar @ Dharmendra Rai**, who are in custody since 07.04.2026 in **Baligaon P.S. Case No. 174/2025**, U/Ss – **130(1), 61(2), 3(5) of B.N.S. and 27 of Arms Act.**

2. The Ld. Advocate on behalf of the petitioners pressed the regular bail petition and submitted that earlier no bail petition either regular or anticipatory has been filed on behalf of the petitioners either before this Court or before Hon'ble High Court, Patna. That apart from this case **Dharmendra Kumar @ Dharmendra Rai** is the an accused in **Baligaon P.S. Case No. 101/2025**, and **Baligaon P.S. Case No. 23/17**, petitioner is on bail in both the cases and petitioner **Pawan Kumar** is an accused in **Excise P.S. Case No. 120/2023**, is on bail and save and except it no other case is pending against these petitioners. That the petitioners suo moto surrenders in the Court of Atulya Stuti, J.M. 1st Class, No.6 Hajipur, Vaishali on 07.04.2026 and on same date the regular bail petition of the petitioners have been rejected only on the grounds that nature of the case is serious and it is exclusively triable by the Court of Session. That the petitioners are innocent

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have not committed any offence as alleged by the prosecution. That entire prosecution case is false and concocted one and no such occurrence did take place as alleged by the prosecution. That the petitioners have been falsely implicated in this case due to political rivalry. That real fact is that the petitioners were not present on P.O. on the alleged date and time of the occurrence which is evident from near by C.C.T.V. and actually the deceased Ravindra Kumar @ Billa was inter district criminal and he was member of gang of criminal companion, and member of rival gang the deceased might have been murdered in gangwar and due to village politics and political rivalry with co-accused Ravindra Rai @ Bablu the informant named the petitioners where as even the informant was not present on P.O. at the time of occurrence and family member and respective person of locality requested several time to S.D.P.O. and S.P. Vaishali to get Tower location of the informant and the accused persons and to take C.C.T.V. footage from the nearby C.C.T.V. but the police is against the accused persons so the police has not investigate the case properly where as many criminal cases are pending against the deceased. That actually the deceased has series of criminal history and as per knowledge of the petitioners, he was accused in cases which is as follows:- (i) Sakra P.S. Case No. 130/17, (ii) Sakra P.S. Case No. 269/17, (iii) Sakra P.S. Case No. 268/17, (iv) Patepur P.S. Case No. 117/20, (v) Patepur P.S. Case No. 169/20, (vi) Baligaon P.S. Case No. 100/2021, (vii) Baligaon P.S. Case No. 101/21, (viii) Patepur (Harlochan P.S.) Case No. 164/2024. That the petitioners are men of means and there is no chance of their absconding and tempering with the evidence and they are ready to furnish bail bond as per order and to the satisfaction of this Court.

3. Per contra, Ld. A.P.P. for the State has vehemently opposed prayer for regular bail and submitted that the petitioners are named in F.I.R., there is direct and specific allegations against them, the case is found true and they have criminal antecedent.

06.07.2026	4. As per fard-beyan of Informant-Ravin Kumar, the prosecution's case in short is that, on 26.10.25 at about 18:00 hrs. in the evening, informant was taking a walk near Kathi Bridge, when his brother Ravindra Kumar @ Bilwa came from Patepur side in his Apache bike Reg No. BR06DO-9301 and stopped the vehicle. Nitish Kumar was sitting behind him. His brother made him sit in the vehicle and started towards the home. As soon as we reached near Paharpur School, two persons from the front stopped the vehicle by waving their hands, who were (i) Ravindra Rai @ Bablu Mukhiya, (ii) Vikram Kumar @ Vikhru, as soon as his brother stopped the vehicle Ravindra Kumar @ Bablu Mukhiya started abusing, meanwhile from the school side, (iii) Santosh Kumar (iv) Pawan Kumar @ Aaloodam, (v) Ajit Kumar, (vi) Dharmendra Kumar and two or three unidentified persons, whom informant did not recognize, abused them and Ravindra Kumar @ Bablu Mukhiya allegedly exhorted Vikram to shoot them. Acting on the instigation, Vikram Kuamr fired at Ravindra Kumar @ Bilwa, causing fatal injuries. The accused fled the scene. The injured was taken to PHC Patepur, where he was declared dead. The informant further alleged that Nitish Kumar had conspired Bablu Mukhiya and others to kill. 5. Heard both sides, and perused the S. Tr. No. 357/26, with C.D., L.C.R., along with Supplementary C.D. and materials available on record. The petitioners are named in F.I.R. and there is direct and specific allegation against them. In C.D. Para-2 inquest report of deceased has been mentioned, according to this report death appears to be due to gunshot wounds. In C.D. Para-3 and 5 search and seizure memo is mentioned, according to this memo police recovered 8 mm empty cartridge near beside the road of Paharpur, and a green coloured Apache Motorcycle which Reg. No. BR33AJ8637, behind which there were blood stains at two places on the motorcar. In C.D. Para-12 witness Ramkumar's statement is mentioned, he supported the prosecution's case. In C.D. Para-13 witness Sambhu Kumar's statement is mentioned, he supported the prosecution's case. In C.D. Para-14 witness Rajesh Mahto's statement is mentioned, he supported
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the prosecution's case. In C.D. Para-92 confessional statement of co-accused Vikram Kumar @ Bhikru is mentioned, he confessed that due to previous enmity, he along with other co-accused conspired to kill Ravindra Kumar @ Bilwa. In C.D. Para-125 Post-Mortem Report of deceased is mentioned, during this examination following ante-mortem observations made: external- Heavy built male eyes partially open, mouth closed. Bleeding from mouth and nose. Lacerated wound of 1 x 1 cm present over dorsum of nose. Gun shot entry wound of about 1 ½ inch x ½ inch (elliptical) with charring of edges and blackish tattooing around the wound was found above the upper lip. Internal- Skull-cranium intact. Meninges and brain congested. Metallic bullet extracted from posterior and lower part of brain. Cause of death is shock, Hemorrhage and coma due to above mentioned injuries. Cognizance has been taken by Ld. J.M. 1st Class against co-accused of this case. Earlier the bail of co-accused has been rejected by this Court vide B.P. No. 225/26, order dt. 30.03.2026. As per bail petition Para-3, both accused-petitioners have criminal antecedent and further investigation is still going on.

6. Hence, in the light of above said, I am not inclined to grant privilege of bail to these accused-petitioners, the same is hereby, **Rejected**.

7. O/C will send the copy of this order along with L.C.R. to concerned Ld. Court below for kind information and needful.

8. The Steno is directed to upload the order on the C.I.S.

District & Addl. Sessions Judge-III,
Vaishali at Hajipur,
06.07.2026