

**IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-VII
SARAN AT CHAPRA.**

BP No.- 175/2026 (Sonepur P.S Case No.- 943/2025)

Kameshwar Raipetitioner
Vs.

StateO.P

ORDER

03.02.2026 : This regular bail petition (BP No.-175/2026) has been pressed on behalf of the accused petitioner Kameshwar Rai arising out of Sonepur P.S Case No.- 943/2025 registered u/s- 126(2), 115(2), 109, 352, 351(2), 3(5), BNS. The accused petitioner is in judicial custody since 23.01.2026. A copy of this petition has duly been served to the Ld. PP.

The Ld. PP is present in the court.

The prosecution case in brief is that a formal FIR was registered on the basis of the typed application of the informant Satish Kumar Rai in Sonepur P.S. According to the FIR, on 06.09.2025, Deepak Kumar Rai @ Chhotu Rai and Niraj Kumar Rai attempted to snatch the informant's motorcycle. When the informant resisted, the accused stabbed and injured him with a knife. After that the informant got himself the medical treatment and then he filed a police complaint leading to the registration of Sonepur P.S. Case No. 937/2025, which is currently pending for trial. The above-named accused persons were continuously pressurising the informant for a compromise in that case but the informant refused. On 16.09.2025, at approximately 7:00 PM, when the informant was returning from Sonepur on his motorcycle with Mahesh Rai, then the accused persons—Deepak Kumar Rai @ Chhotu Kumar Rai, Niraj Kumar Rai, Kameshwar Rai, and Tarkeshwar Rai @ Truck Rai who were sitting in a pre-planned manner near Chhotki Bandh Road, about 100 meters south of the Semra Shamshan Ghat suddenly attacked the informant. Deepak Kumar Rai and Niraj Kumar Rai were carrying country-made pistols (katta) in their hands and Kameshwar Rai and Tarkeshwar Rai were carrying iron rods. All the accused persons attacked the informant with intention to kill him and Deepak Kumar and Niraj Kumar repeatedly struck the informant on the head with the butts of their pistols, causing severe head injuries and making him collapse. Subsequently, Kameshwar Rai and Tarkeshwar Rai continuously assaulted the informant with iron rods due to which the informant got soaked in blood. Upon hearing Mahesh Rai's screams and phone calls, the informant's wife, his son, and some people gathered there and then the accused persons fled the scene. The informant further alleges that all the accused intended to murder him to eliminate the evidence. The informant was initially taken to the Referral Hospital in Sonepur from where he was referred to the Hajipur Sadar Hospital for his further treatment.

The Ld. Counsel for the petitioner has submitted that the petitioner has 5 to 6 criminal case or criminal proceedings prior to registering the present case. That, the petitioner is in judicial custody since 22.01.2026. That, the petitioner is absolutely innocent and he has not committed any offence. That, the petitioner has been falsely implicated in this case and the alleged allegations on the petitioner are concocted, fabricated and not worth to be believable. That, both parties are co-villagers and in recent past both have some disputes. That, the petitioner is a law

abiding citizen and ready to furnish a suitable bail bond. That, there is no chance of tampering evidence and absconding from the court and ready to accepts all terms and conditions which is imposed by the court. That, the petitioner is ready to co-operate in the investigation with investigating officers as and when required and hence the prayer for bail.

The Ld. PP has opposed the prayer for bail.

Heard the submissions made by both the parties and perused the case record. From the perusal of the case record, it appears that the formal FIR was registered by the informant Satish Kumar Rai regarding the alleged incident in which the petitioner and other accused persons attempted to snatch the informant's bike and also they attacked and assaulted the informant by knife. The petitioner is named in the FIR. In para 02 of the CD, the informant has fully supported the prosecution case in his re-statement. In para 06, 07 and 08 of the CD, the other witnesses have also supported the prosecution case. There are three criminal antecedents 01. Sonapur P.S case no.- 753/18, 02. Sonapur P.S case no.- 462/25 and 03. Sonapur P.S case no.- 458/25 against the petitioner Kameshwar Rai as per para 57 of the CD. Although the injury report of the informant under para 29 of the CD shows that the nature of the injury is simple but it has been caused on the left parietal region which is a vital part of the body.

So, after considering the material facts, the nature and gravity of the alleged offences and circumstances of this case as mentioned above, this court is not inclined towards enlarging the petitioner on bail. Hence the bail petition (BP No. 175/2026) filed on behalf of the petitioner Kameshwar Rai is hereby rejected.

(Dictated)

DASJ-VII
Saran at Chapra

Copy of the order to be forwarded to the CJM,
Saran at Chapra.

DASJ-VII
Saran at Chapra