

IN THE COURT OF SESSIONS JUDGE, PATNA

Anticipatory Bail Petition No.2073 of 2026.

1. Nirmal Singh

2. Jitendra Kumar Singh

..... Petitioners.

Versus
The State of Bihar

**Order
No.**

Date

O R D E R

08 02-07-2026

- 1.** The petitioners have sought anticipatory bail in connection with **Gardanibagh P.S. Case No. 256 of 2026**, instituted for offences under Sections 316(2) and 318(4), read with Section 3(5) of the Bharatiya Nyaya Sanhita, 2023.
- 2.** Heard Sri Abhay Kumar, learned counsel for the petitioners and Sri Rajesh Kumar, learned Public Prosecutor for the State.
- 3.** The informant, Mahendra Singh Yadav, alleges that petitioner no. 2, Jitendra Kumar Singh, in conspiracy with co-accused Pawan Kumar and Krishna Kumar, devised a scheme to defraud him. It is alleged that petitioner no. 1, Nirmal Singh, was used as a front to lend credibility to the scheme. The accused persons purportedly assured the informant that his son, Mohit Sehgal, would secure employment in the police force upon payment of Rs. 9,00,000. Acting on such assurance, the informant transferred Rs. 6,00,000 on 22.04.2024 to the account of Jitendra Kumar Singh. Thereafter, he deposited additional amounts of Rs. 50,000 on 25.08.2024, Rs. 20,000 and Rs. 1,000 on 26.08.2024, and Rs. 29,000 on 28.08.2024 into the account of petitioner no. 1, Nirmal Singh, through mobile number 7091687080. However, upon completion of the recruitment process, the informant's son did not receive the promised appointment. When the informant approached the village of Jitendra Kumar Singh seeking a refund, co-accused Pawan Kumar and Krishna Kumar assured him of future recruitment but refused to return the money.
- 4.** Learned counsel for the petitioners submits that the only non-bailable offences alleged fall under Sections 316(2) and 318(4) of the BNS, punishable with imprisonment up to seven years and are triable by a Magistrate of the First Class. It is further contended that the case originated from a Zero FIR and that the petitioners have also instituted a counter-case against the informant. It is further submitted that petitioner no. 1 has six prior criminal antecedents, namely: (i) Bhagwanpur P.S.

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**Contd....
(02-07-2026)**

Case No. 172/2014 under Sections 302, 307 and allied provisions of the IPC; (ii) Bhagwanpur P.S. Case No. 176/2014 under Sections 307, 354, 380 and allied provisions of the IPC; (iii) Bhabua P.S. Case No. 418/2002 under Section 379 and allied provisions of the IPC; (iv) Bhabua P.S. Case No. 84/2003 under Section 379 and allied provisions of the IPC; (v) Chand P.S. Case No. 13/2004 under Section 302 IPC and Section 27 of the Arms Act; and (vi) Chenari P.S. Case No. 21/2007 under Section 302 and allied provisions of the IPC. Petitioner no. 2 is stated to have one criminal antecedent, namely Bhabua P.S. Case No. 54/2018 under Section 354 IPC and allied provisions, along with offences under the SC/ST Act.

5. Learned Public Prosecutor opposes the prayer for grant of anticipatory bail, submitting that witnesses examined during the course of investigation have supported the prosecution case. It is further emphasized that petitioner no. 1 has six prior criminal antecedents and petitioner no. 2 has one antecedent.
6. Having regard to the aforesaid facts and circumstances, including the nature of the allegations; the incriminating materials collected during investigation; the criminal antecedents of the petitioners; and the fact that the investigation is still ongoing and the charge sheet has yet to be filed, this Court is not inclined to grant anticipatory bail to the petitioners. Accordingly, the application for anticipatory bail stands **rejected**.

(Dictated)

Sd/-

**(Rupesh Deo)
Sessions Judge, Patna**

Date of Order	02-07-2026
Date of Reserving Order	01-07-2026
Uploading Date	02-07-2026
Uploaded by	Rahul Raj/-