

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.1306 of 2025**

Arising Out of PS. Case No.-887 Year-2024 Thana- NAWADA District- Nawada

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X (Juvenile In Conflict With Law), Son of Late Anil Kumar @ Anil Yadav,
Resident of Village - Sandohra, P.S. - Mufassil, District - Nawadah, through
natural mother namely Sita Devi, Wife of Late Anil Kumar

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr. Arun Kumar, Advocate

For the Respondent/s : Mrs. Anita Kumari Singh, APP

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CORAM: HONOURABLE MR. JUSTICE BIBEK CHAUDHURI

ORAL ORDER

2 24-04-2025 The CICL was apprehended in connection with

Nawada Town FIR No. 5136013240887, dated 3rd of August,
2024, for committing offence under Sections 180(2), 109,
103(1), 61(2), and 3(5) of the BNS, on the basis of a statement
made by one Nawal Kumar Yadav. In his statement, it is stated
by Nawal Kumar Yadav before on-duty police officer that he
had a longstanding land dispute with one Rahul Pandey, Rudra
Devi, Arti Kumari and others. About 5 days after the
occurrence, the said Rahul Pandey threatened the informant
with dire consequences. On 13th of August, 2024, he got
information that his son, Rahul Kumar, received stab injury on
his forearm in front of a Mahavir Mandir, Nawada. Hearing the
incident, the informant and others rushed to the spot and found
Rahul Kumar in injured condition there. While he was being
shifted to hospital, the said Rahul Kumar made an extrajudicial



confession that Anuj Kumar and Ankit Kumar assaulted him with the help of a knife. Subsequently, the CICL was arrested. He made a statement confessing his guilt before the investigating officer, which is, of course, not admissible in evidence.

2. However, involvement of the appellant in the offence cannot be ruled out because of the fact that the deceased made an extrajudicial confession before his father and brother, implicating CICL as the assailant. The deceased died of the said injury.

3. The appellant is more than 17 years of age. He has normal knowledge and understanding as to the effect of stab injury.

4. Considering such circumstances, coupled with the fact that there is direct allegation against the appellant. I am not inclined to release him on bail. The order passed by the learned Special Judge, Children Court, is affirmed.

5. Accordingly, the instant appeal is dismissed.

(Bibek Chaudhuri, J)

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