

In the Court of District & Additional Sessions Judge-I, Darbhanga, Bihar.
ABP No.- 338 of 2026

Ref :- Arising out of Hayaghat PS Case No.- 192 of 2025, Dated- 13.10.2025,
U/s-137(2) of the BNS

In the matter of :-

Gagan Kumar Jha, Aged about 31 years S/o Late Harendra Jha, R/o Village-
Ballipur, P.S.- Hathouri, District- Samastipur

----- **Petitioner**

Versus.

The State of Bihar

----- **Opposite Party**

Learned counsel for the petitioner : Sri Amit Kumar Jha, Advocate.

Learned counsel for Opp.Party : Sri Amrendra Narayan Jha, P.P.

Date of order:- 09.04.2026

ORDER

1. The petitioner above named seeks pre-arrest bail in connection with Hayaghat PS Case No.- 192 of 2025, Dated- 13.10.2025, U/s-137(2) of the BNS is pending in the court of Ld ACJM-VI, Darbhanga.
2. The case of the prosecution in brief is that the younger brother of the informant namely Raushan Kumar aged about 47 years went missing from his house since 08.10.2025. The informant went in search of his brother but could not find him, hence this case.
3. The lawyer for the defence has submitted that the petitioner is innocent and has committed no offence. It is further stated that the petitioner has clean antecedent. The petitioner is not named in the FIR and there is nothing on record to undertake the petitioner's involvement in this case hence bail may be granted.
4. The Learned Public Prosecutor opposes the bail petition and has submitted that as per Para 44 of the case diary there were phone calls by this petitioner to the kidnapped and as per Para 112 of the case diary the police found the case true against this petitioner and as per Para 121 of the case diary, the police issued notice against him under Section 35(3) of BNSS but the same was refused by the family members of the petitioner and the missing brother of the informant is not recovered by the police so far.
5. Considering the facts and circumstances of the case and also keeping in mind that the missing brother of the informant is not recovered by

the police so far and the investigation is still in its initial stage, I am not inclined to grant anticipatory bail to this petitioner and accordingly, this anticipatory bail petition stands **rejected**.

(Dictated)

**District & Addl Sessions Judge-I
Darbhanga.
09.04.2026**

Date of Order	09.04.2026
Date of Reserving Order	09.04.2026
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