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**In the Court of Sessions Judge, East Champaran at Motihari.**

**Present:-**

**Abhishek K. Das  
Sessions Judge,  
East Champaran at Motihari**

**Anticipatory Bail Petition No. 702 of 2026**

**Anavesh Maurya @ Anavesh Kumar, aged about 22 years, S/o- Bachcha Kushwaha.**  
R/o village- Chiraiya, P.S. Chiraiya, District- East Champaran.

-----**Petitioner.**

**Versus**

**The State of Bihar**

-----**Opposite party.**

**Counsel for the Petitioner :- Sri Sumit Kumar @ Nilesh Pandey, Advocate.**  
**Counsel for the State :- Sri Khublal Prasad, Public Prosecutor.**

**10.03.2026**

This is an anticipatory bail petition filed on behalf of the petitioner, namely, Anavesh Maurya @ Anavesh Kumar, who is apprehending his arrest in connection with Town Motihari P.S. Case No. 1259/2025 for the offence u/ss 306 and 3(5) of Bharatiya Nyaya Sanhita, 2023 (Hereinafter B.N.S.)

**In para-2 of the anticipatory bail petition, it is mentioned that no other regular or anticipatory bail petition has ever been filed on behalf of the petitioner either in this court or before the Hon'ble Patna High Court. As per para-3 of the anticipatory bail petition, the petitioner has no criminal antecedent.**

As per alleged F.I.R., Anavesh Maurya (petitioner) and Upkar Kumar were employees at the informant's hardware shop Niraj Hardware. They sold the informant's hardware goods worth of Rs. 15,00,000/- to two other shops named Sri Bajrang Timber & Traders and Hindustan Hardware without the informant's knowledge.

The learned counsel for the petitioner has submitted that the petitioner is innocent and he has committed no offence. There is general and vague allegation as alleged in the F.I.R. by the informant. It is further submitted that the offence alleged in the F.I.R. are punishable within seven years of imprisonment. The hardware materials sold by the petitioner at the instance of the informant but the informant has falsely implicated the petitioner in false and concocted case. On these basis, it is prayed to allow this anticipatory bail petition.

The learned Public Prosecutor appearing on behalf of State has opposed the prayer for anticipatory bail on the basis of materials available in the case diary.

Heard both sides and perused the record. From perusal of the record, it transpires that the petitioner is named in the F.I.R. with the allegation that he alongwith other co-accused sold the informant's hardware goods to other shops without the knowledge of the informant. As per para-10 of the case diary, co-accused Upkar Kumar has confessed his own involvement and at his instance police has recovered the informant's stolen hardware materials from the shops of Hindustan Hardware and Bajrang Timber and Traders in this regard seizure list are mentioned in para- 14 and 23 of the case diary. As per para-3, 4 of the case diary, the informant in his restatement and the witness have supported the prosecution case. As per para-3 of the anticipatory bail petition and para-45 and 46 of the case diary, the petitioner has no criminal antecedent. As per para-47 of the case diary, investigation is under progress.

In the facts of the case and keeping in view nature of allegation, materials available on the record and recovery of theft articles of the informant, I am not inclined to give privilege of pre-arrest bail to the petitioner. Accordingly, the prayer for anticipatory bail of petitioner, namely, **Anavesh Maurya @ Anavesh Kumar** stands **rejected**.

**(Dictated)**

**Sd/-**

**Sessions Judge**  
**East Champaran at Motihari**  
**10.03.2026**