

IN THE COURT OF DISTRICT & ADDITIONAL SESSIONS JUDGE-1,
EAST CHAMPARAN, MOTIHARI.

Anticipatory Bail Petition No. 1368 of 2026

1. Amresh Sah alias Amresh Kumar, s/o Chulhai Sah,
2. Puja Kumari alias Puja Devi, d/o- Pramod Sah

Both are resident of vill – Shitalpatti, P.S. Dhaka, District- East Champaran.

----- **Petitioner**

VERSUS

State of Bihar -----**Opp. Party.**

Appearance: -

Counsel for the accused : - Sri Kameshwar Prasad Sinha, Ld. Advocate.
Counsel for the State/O.P. : - Sri Khublal Prasad, Ld. P.P.

Date of Order: 07.04.2026

ORDER

This anticipatory bail petition has been filed on behalf of the above named petitioners, who are apprehending their arrest in connection with Pakridayal P.S Case No. 547 of 2025, U/s- 103(1), 3(5) of B.N.S.

Heard, the Ld. counsel appearing on behalf of petitioner and Ld. P.P.(I/C) on behalf of State/O.P.

The prosecution case, in brief, as per the written application of the informant that on 05.12.2025 at about 10:00 PM all the F.I.R. named accused persons including these petitioners have kill his son and hanged the dead body on the tree. On search dead body was found hanging on the mango tree. 15 days ago from the date of occurrence accused persons came at the door of informant and threatened to kill his son.

Ld. counsel appearing on behalf of accused petitioners has submitted that petitioners are innocent and have not committed any offence and they have falsely been implicated in this case. No other regular or anticipatory bail petition has ever been filed on behalf of the petitioner either before this court or any superior court. Petitioners have no criminal antecedent. The allegations whatsoever levelled against the petitioners is false and concocted. Petitioners are ready to abide all the terms and conditions imposed by the court.

On other hand, Ld. Public Prosecutor(I/C) appearing on behalf of State opposed the prayer for anticipatory bail.

Heard both sides and perused the record. From the perusal of record it appears that the allegation against the petitioners that they along with co-accused persons have

committed murder of deceased. Death inquest report is mentioned in para 5 of case diary. The witnesses examined during the course of investigation have corroborated the prosecution version. Post-mortem report of deceased is annexed with the case diary as mentioned in para 45 of case diary, where cause of death is mentioned as Asphyxia due to hanging. The allegation against the petitioner is serious in nature. Earlier bail application filed on behalf of co-accused has been rejected by this court. At this stage in my opinion it will not be proper to grant them the privilege of anticipatory bail.

Considering the aforesaid facts and circumstances of the case, and nature and gravity of the offence and materials available in the case diary as well as postmortem report of the deceased as mentioned in the case diary, I am not inclined to grant anticipatory bail to the above named accused petitioners and accordingly, this anticipatory bail petition is hereby **rejected**.

(Dictated)

Sd/-

(Surendra Prasad)
District & Addl. Sessions Judge-1,
Motihari, East Champaran.
Dated :07.04.2026