

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

Anticipatory Bail Petition No. 3222 of 2026

1. Jai Prakash Sahani, s/o- Late Baliram Sahani,

All are resident of vill – Jaisinghpur, P.S.- Turkauliya, District- East
Champaran. ----- **Petitioner**

VERSUS

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

Appearance: -

Counsel for the accused : - Dr. Narendra Deo, Ld. Advocate.
Counsel for the State/O.P. : - Sri Khublal Prasad, Ld. P.P.

Date of Order: 22.06.2026

ORDER

This anticipatory bail petition has been filed on behalf of the above named petitioner, who is apprehending his arrest in connection with Harsidhi P.S Case No. 112 of 2026, U/s- 103, 3(5) of B.N.S.

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

The case of the prosecution in brief as stated by the informant in his written report submitted before the police is that on 17.02.2026 his son Khublal Sah (deceased) went to Gorakhpur along with F.I.R. named accused persons alongwith these petitioner for purchasing fish from there for his fishery business through a pick-up van. On 18.02.2026 the informant got information that this son has died. Then informant enquired about his son from accused co-accused Rajender Sah but he did not give any information to the informant and later on co-accused Rajendra Sah and his son fled away from his house. Thereafter police recovered the dead body of the informant's son from Banchihali canal and took the dead body for postmortem.

Ld. counsel appearing on behalf of accused petitioner has submitted that petitioner is innocent and has not committed any offence and he has 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. Petitioner have no criminal antecedent. The allegations whatsoever levelled against the petitioners is false and concocted. Petitioner is not named in the F.I.R. nor was arrested at the spot and no incriminating article has been recovered from his possession. Petitioner is ready to abide all

the terms and conditions imposed by the court.

On other hand, Ld. Public Prosecutor 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 brought against the petitioner that he along with co-accused persons have committed murder of deceased. The name of the petitioner surfaced in this case during the course of investigation as mentioned in para- 62 of the case diary. The witnesses examined during the course of investigation have corroborated the prosecution version. Postmortem report of deceased is annexed with the case diary as mentioned in para 68 of case diary, where cause of death is mentioned as Intracranial hemorrhage caused by heavy, hard and blunt substances. The allegation brought against the petitioner is serious in nature. Investigation is still pending in this case. 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 and also as per the postmortem report, 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 :22.06.2026