

IN THE COURT OF PRINCIPAL SESSIONS JUDGE
DISTRICT-GOPALGANJ

Anticipatory Bail Petition No. 1315 of 2026

*(Arising out of Barauli P.S. Case No. 295 of 2024, registered U/S 126(2), 115(2), 109(1),
118(1), 3(5) and 303(2) of the B.N.S.)*

In the matter of :-

Name of the petitioner	: Chandan Sah @ Chandan Kumar.
F.I.R. U/S	: 126(2), 115(2), 109(1), 118(1), 3(5) and 303(2) of the B.N.S.
Charge-Sheet U/S	: Not submitted
Counsel for the Petitioner	: Shri Vijay Kumar Srivastava, Id. Adv.
Counsel for the State	: Shri Deo Vansh Giri, Id. P.P.

O r d e r.

15-06-2026

1. This Anticipatory bail petition filed on behalf of above named accused-petitioner, who is apprehending his arrest in connection with Barauli P.S. Case No. 295 of 2024, registered U/S 126(2), 115(2), 109(1), 118(1), 3(5) and 303(2) of the B.N.S., is put up for hearing.

2. As per the F.I.R., the prosecution case in brief is that on the basis of fardbeyan of the informant, Barauli P.S. Case No. 295 of 2024 has been lodged against the petitioner and others. It is inter alia alleged in the F.I.R. that on the alleged date and time of occurrence, informant was returning at his house in the evening after closing his shop and in the meanwhile accused Rupesh Sah, Sukat Sah, Arun Kumar and petitioner Chandan Sah were gathered from before at Mirjapur Canal and as soon as when he arrived there, accused Rupesh Kumar stopped and told him that take out the money as you have. When informant made protest, accused Arun ordered to the accused Rupesh to inflict knife blow to the informant and accused Rupesh started attacking on the informant by knife due to which he became unconscious and he fell down and after that all the accused persons started assaulting him and took out Rs. 10,000/- from his pocket and they threw him in the canal.

3. It is submitted on behalf of accused/petitioner that he is innocent and has committed no offence and has been falsely implicated in this case. It is further submitted that petitioner has got no criminal antecedent. It is further submitted that there is no specific allegation against the petitioner. It is further submitted that informant is drinker and in drunken condition, he fell in the canal and narrated the false story and implicated the petitioner in this case. It is further submitted that no case U/S 109(1) of the B.N.S. is not made out against the petitioner. It is further submitted that the case has been compromised between the parties and compromise petition is filed. It is lastly submitted that other co-accused has been granted bail on the basis of compromise in B.P. No. 1232/2024 and B.P. No. 421/26. On such strength, prayer for bail has been made by the petitioner.

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4. Heard ld. Counsel appearing on behalf of the petitioner as well as ld. P.P. for the State. ld. P.P. has opposed the prayer for bail of the accused-petitioner. During the course of hearing, informant appeared before the Court along with his ld. Counsel and supported the fact of compromise.

5. Having heard both the parties and perused the case record. From the perusal of the F.I.R. as well as case record, it transpires that petitioner is named in the F.I.R. against whom there allegation that he along with other accused persons have allegedly attacked upon the informant with knife in the way and assaulted him and snatched Rs. 10,000/- from his pocket. Witnesses at para-54 and 55 of the case diary have stated that assault took place at the place of occurrence and no one has snatched the money of the informant. From perusal of the injury report of injured person at para-73 of the case diary, it appears that injury is found to be simple in nature. There is no mention of any criminal antecedent of the petitioner in the case diary. From perusal of the record, it appears that co-accused persons Sandeep Sah @ Shukath Sah, Rupesh Sah and Arun Kumar Sah have been granted bail in B.P. No. 1232/2024 and B.P. No. 421/2026 respectively. It further appears that both the parties have compromised this case and compromise petition is filed. During the course of hearing of this bail matter, informant of this case appeared before the court along with his ld. Counsel and filed an application stating therein that both the parties have compromised this case and due to mistake, this case was filed.

6. Considering the aforesaid facts and circumstances of this case, the prayer for anticipatory bail of the petitioner is allowed. It is accordingly ordered that in the event of arrest or surrender before the ld. Court-below within 30 days from the date of this order, the above named petitioner shall be enlarged on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of ld. Court-below subject to conditions as laid down U/S 482(2) B.N.S.S. **subject to conditions that one of the bailors shall be close relative of the petitioner and one shall be local with further condition that petitioner will give an undertaking that he will co-operate in the investigation/trial and he will not temper with the witnesses or evidence.**

Let a copy of this order along with lower court record be sent to the ld. Lower court for information and needful.

(Dictated)

(Geeta Gupta)
Principal Sessions Judge, Gopalganj.