

Court of Sessions Judge, Kishanganj
Anticipatory Bail Petition No. - 138 /2026
(Kishanganj P. S. Case No. 630/2025)

Present : Sushant Kumar
Sessions Judge, Kishanganj

Ahad Hussain @ Ahat Hussain (Petitioner)

Vs.

The State of Bihar (Opposite Party)

For the Petitioner : Shri Om Kumar (Advocate)
For the State : Shri Pranav Kumar (P. P.)

04-04-2026 1. Heard learned counsel for the petitioner Ahat Hussain @ Ahat Hussain who is apprehending his arrest in connection with Kishanganj P. S. Case No. 630/2025 registered u/s 318 (3), 316 (5) of the BNS. Also heard learned P. P. for the State.

2. Prosecution case in short is that the informant Secretary of Jan Chetna Jagriti and Shaikshnik Vikas Manch submitted his written report alleging therein that his institution was indulged in work of Mid day meal for school. Kitchen was being established in Ruidhasa Kishanganj in supervision of co- accused Harsh Kumar. The co- accused Harsh Kumar in collusion with his associate committed theft of boiler of the kitchen. The co- accused accepted the fact of theft and stated that he had sold the same.

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3. Learned counsel appearing on behalf of the petitioner submitted that the petitioner has falsely been implicated in this case. The petitioner has no concern with the boiler or its removal. The alleged offence does not attract against the petitioner. Co- accused Harsh Kumar has been granted regular bail by this court earlier vide B. P. no. 396/ 2025. The petitioner has clean antecedent.

4. Learned P. P. has opposed the prayer for anticipatory bail.

5. Perused the record and case diary. The case was registered against co- accused Harsh Kumar for misappropriating boiler of the kitchen of the institution of the informant. During course of investigation name of the petitioner has come in this case. The co- accused Harsh Kumar in his confessional statement has stated name of the petitioner as his associate in removing the boiler machine. Witnesses in para 49 and 50 of the case diary have also stated name of the petitioner. Charge sheet has been submitted against co- accused u/s 318 (3), 316 (5) of the BNS keeping investigation pending with regard to the petitioner. Statement has been made in para 3 of the bail petition that the petitioner has clean antecedent.

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6. Considering the aforesaid facts and circumstances and involvement of the petitioner in the alleged occurrence, this court does not find it to be a fit case for extending the privilege of anticipatory bail to the petitioner and as such the prayer for anticipatory bail of the petitioner Ahad Hussain @ Ahat Hussain is hereby **rejected**

Dictated

sd/-

(Sushant Kumar)
Sessions Judge
Kishanganj

Date of judgement / order	04-04-2026
Date of reserving judgment / order	04-04-2026
Uploading Date	08-04-2026
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