

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-III, KATIHAR
BAIL PETITION NO. 322/2026
(Arising out of Katihar Nagar P.S. Case No. 273/2026)

Santosh Sha ... Petitioner

Versus

The State of Bihar ... Opposite Party

Ld. Counsel for the Petitioner:-	Miss. Nidhi Kumari, Advocate
Ld. Counsel for the State :-	Sri P.N. Singh, APP

Date of hearing/Disposal: 15.05.2026

ORDER

A regular bail petition has been filed on behalf of the accused petitioner namely (1) Santosh Sha, who is in jail custody since 06.03.2026 in connection with Katihar Nagar P.S. Case No. 273/2026 for the offence registered U/S 126(2), 115(2), 308(2), 109, 351(2) of BNS and 27 of Arms Act. The copy of the same has already been duly served to the Ld. Addl. P.P. for the State.

Heard the Ld. counsel for the petitioner and the learned A.P.P. for the State.

The Ld. counsel of the petitioner has submitted that no B.P. or A.B.P. on behalf of the accused petitioner has been filed or moved earlier before this court or before the Hon'ble High Court, Patna. The petitioner is quite innocent and has committed no offence and he has been falsely implicated in this case. That the petitioner has one criminal history. Petitioner is a young college student pursuing his studies. That the petitioner had earlier given a sum of Rs. 1,00,000/- to Ranjan Kumar and on the same date of the alleged occurrence, the petitioner had gone to meet him only for the purpose of requesting to return of the said amount. Petitioner is languishing in judicial custody since 06.03.2026. The petitioner is local man and no chance of his absconding. The petitioner is ready to furnish local and solvent bailors to the satisfaction of the court. Accordingly, prayed to grant bail.

On the other hand, the Ld. Addl. P.P. vehemently opposed the prayer of B.P. filed on behalf of the above named accused petitioner and submitted that the petitioner has committed the alleged offence under well planned manner. Hence, it is requested to reject the petition of the above named accused petitioner.

The case of the prosecution, in brief, is that on 06.03.2026 at about 07:00 PM, accused Santosh Sha demanded extortion money from the informant's friend Ranjan Kumar at Shiv Mandir Chowk, and upon objection by the informant, abused and threatened them. Thereafter, while the informant was returning home near Chalisa Hat, the accused allegedly fired at him from his pistol with intention to kill, but narrowly escaped. One fired empty cartridge was produced before the police. Hence, the present case.

Heard rival submission of the Ld. counsel on behalf of the accused petitioner and the Ld. Add. P.P. for the State and perused the Case Diary. The present Katihar Nagar P.S. Case No. 273/2026 has been registered U/S 126(2), 115(2), 308(2), 109, 351(2) of BNS and 27 of Arms Act against the accused persons. The petitioner is the named accused of the FIR and there is allegation of making fire. No injury was caused to the informant and the alleged firing did not result in any physical harm. There is money dispute between the parties. Petitioner is a young college student and is presently pursuing his studies. Moreover, informant produced the vacant bullet and police did not recover it. Petitioner is in judicial custody since 06.03.2026 and he has one other criminal antecedent. He is also ready to cooperate during course of investigation and trial of this case.

Hence, considering the above facts and circumstances as well as the period of custody, I find it judicious to enlarge the above named accused petitioner on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of like amount each to the satisfaction of the Ld. Court below.

(Sd/-)

(Sunil Kumar Singh-III)
D.A.S.J.- III, Katihar
15.05.2026