

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-III, KATIHAR
BAIL PETITION NO. 396/2026
(Arising out of Hasanganj P.S. Case No. 16/2026)

Ashish Kumar Sah @ Ashish Kumar Mandal ... Petitioner

Versus

The State of Bihar ... Opposite Party

Ld. Counsel for the Petitioner:- Miss Arpana Kumari, Advocate
Ld. Counsel for the State :- Sri Akhilesh Singh, APP

Date of hearing/Disposal: 13.05.2026

ORDER

A regular bail petition has been filed on behalf of the accused petitioner namely (1) Ashish Kumar Sah @ Ashish Kumar Mandal, who is in jail custody since 24.01.2026 in connection with Hasanganj P.S. Case No. 16/2026 for the offence registered U/S 87, 137(2) of BNS. 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 and ABP No. 218/2026 on behalf of petitioner has been rejected and 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 happens to be the owner of the house whereas the victim is working as a maid. That the petitioner has two criminal history. Both parties have compromised the case. Petitioner is languishing in judicial custody since 24.01.2026. 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 the informant stated that on 19.01.2026, his daughter went to Central Bank, Hasanganj Bazaar for Aadhar update and did not return. During inquiry, he came to know that she had gone with Ashish Kumar Sah to Gulabbagh, Purnea with intention to get married. 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 Hasanganj P.S. Case No. 16/2026 has been registered U/S 87, 137(2) of BNS against the accused persons. The petitioner is the named accused of the FIR and there is specific allegation

against this petitioner that he taken away the victim girl without informing her family. At the stage of investigation, the statement of the informant fully supports the FIR. The victim has specifically stated that she was raped by the petitioner and police has submitted charge-sheet U/S 64(1), 87 and 137(2) of BNS. There are two criminal history against the petitioner. The nature of allegation made against the petitioner is serious in nature.

Hence, considering the aforesaid facts and circumstances and discussions made hereinabove and keeping in mind the seriousness of accusation and gravity of offences, I am not inclined to enlarge the petitioner on bail. Accordingly, prayer for bail of the above named accused petitioner stands **rejected**.

(Sd/-)

(Sunil Kumar Singh-III)
D.A.S.J.- III, Katihar
13.05.2026