

In the Court of Additional Sessions Judge-V, Muzaffarpur

Anticipatory Bail Petition No. 350/2026

(Arising out of Mushahari P. S. Case No. 289/2025)

In the matter of:

1. Kiran Sahni @ Shivji Sahni, S/o - Chander Sahni,
Resident of Village - Rohua Rajaram, P.S.- Mushahari,
District - Muzaffarpur

.....Petitioner

Versus

State of Bihar

:

..... Opposite Party

Appearance(s)

Counsel for the Petitioner(s)

: Saurabh Kumar, Advocate
Sushant Kumar, Advocate
Jyoti Kumari, Advocate

Counsel for the State

: Sadhusaran Prasad, Addl. PP.

Present: Suman Kumar Divakar
Bihar Superior Judicial Service

Order

22-04-2026

1. The Petitioner is praying for anticipatory bail in connection with Mushahari P. S. Case No. 289/2025 registered for the offences under Section 329(3), 126(2), 115(2), 118(1), 109(1), 3(5) of Bhartiya Nyay Sanhita, 2023 (hereinafter referred to as 'BNS' for short).
2. Briefly stated, the allegation against the Petitioner is of participation in the scuffle wherein four persons are stated to be injured including the Informant. All injured have sustained simple injury.
3. Learned Counsel for the Petitioner submits that he has clean antecedent. There is no specific allegation against the Petitioner of causing assault. There is case and counter case between the parties. In this backdrop, he prays for anticipatory bail.
4. Learned Additional Public Prosecutor has opposed the prayed so made on behalf of the Petitioner.
5. Heard the parties. Considered the submissions. Perused the material on record including case diary. It appears from the FIR that total eight

persons are named therein including the Petitioner. There is general and omnibus allegation against the Petitioner including of participation. The Petitioner has clean antecedent (please see paragraph '42' of the case diary). The injured persons have sustained simple injury. In such circumstances, considering the alleged role of the Petitioner as stated in the FIR coupled with his clean antecedent and further the fact that injured persons have sustained simple injury, I am inclined to extend him the privilege of pre-arrest bail. In the result, the present petition stands **allowed**.

6. It is ordered that the Petitioner namely Kiran Sahni @ Shivji Sahni would be released on bail either in event of arrest or after being surrendered before the court within fifteen days from this order on furnishing bail bonds of Rupees 15,000/- of two sureties of the like amount each to the satisfaction of learned Court concerned. And further condition as stipulated under section 482(2) BNSS.

(Suman Kumar Divakar)
Additional Sessions Judge-V
Muzaffarpur

Date of Judgement/Order	22.04.2026
Date of reserving Judgement/Order	22.04.2026
Uploading Date	23.04.2026
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