

In the Court Of 1st Additional Sessions Judge, Muzaffarpur**A.B.P No. 1459/2026****Shivesh Mishra @ Shivesh Kumar..... Petitioner.****Vs.****State of Bihar.....O.P.****O R D E R****27.04.2026**

This application has been filed, for grant of anticipatory bail, on behalf of the accused petitioner, namely, Shivesh Mishra @ Shivesh Kumar, in connection with Brahmpura P.S. Case No. 43/2026, registered U/Ss 316(2), 318(4), 3(5) of the B.N.S., pending in the Ld. Court of Piyush Ranjan, J.M.F.C., Court No. 18, Muzaffarpur (East).

Heard arguments of Ld. Counsel, appearing for the accused petitioner & Ld. A.P.P. for the State.

Ld. Counsel for the accused petitioner, has submitted that previously no anticipatory or regular bail petitions of any nature had been filed by the accused petitioner, either in this court or before the Hon'ble High Court. That the petitioner has got no criminal history. That the petitioner is quite innocent, has not committed any offence and has falsely been implicated in this case. That entire allegations, as levelled against the petitioner are false and fabricated. That the petitioner is a Deputy Manager in said HDFC bank and there is no connection with the personal gold loan of the informant, against the petitioner. That the other co-accused person and the informant has come to the bank and requested the petitioner to issued the gold loan, as a result of which the gold loans was passed by the petitioner. It has further been submitted that the petitioner has got genuine apprehension of his arrest in this case. Ld. counsel for the petitioner side, prays for his release on anticipatory bail.

Ld. A.P.P. for the state and Ld. Counsel for the informant, opposed the prayer for anticipatory bail.

Perused the record, including the F.I.R. and case diary, from paras no. 01 to 40. From perusal of the record, it transpires that no money has been transferred in the account of the present petitioner and allegation regarding the role of petitioner in the alleged occurrence is vague and omnibus. On the basis of material available on record, prima facie, allegations of cheating and criminal breach of trust do not seem to be attracted against the petitioner. As per para no. 03 of the anticipatory bail application, the petitioner has got no criminal history.

In the Court Of 1st Additional Sessions Judge, Muzaffarpur

A.B.P No. 1459/2026

Shivesh Mishra @ Shivesh Kumar..... Petitioner.

Vs.

State of Bihar.....O.P.

Continued

27.04.2026

Considering the aforementioned facts and circumstances of the case, including nature of allegations, the prayer for anticipatory bail, in respect of accused petitioner, is hereby **allowed**. Accordingly, in the event of his arrest or surrender within four weeks from today, the accused petitioner, namely, **Shivesh Mishra @ Shivesh Kumar**, is directed to be released on anticipatory bail on furnishing a bail bond of Rs. 10,000/- (Rs. Ten thousands) with two sureties of the like amount, to the satisfaction of the Ld. Court below and subject to the conditions, as laid down u/s 482 (2) of the B.N.S.S. Let a copy of this order be sent to the court concerned, for needful.

(Dictated)

Sd./-

1st Addl. Sessions Judge
Muzaffarpur