

In The Court Of 1st Additional Sessions Judge, Muzaffarpur**B.P. No. 911/2026****Rakesh Kumar Sahni..... Petitioner.****Vs.****State of Bihar..... O.P.****O R D E R****20.06.2026**

This application has been filed, on behalf of the accused petitioner in custody, namely, Rakesh Kumar Sahni, for grant of regular bail, in connection with Kudhani P.S. Case No. 354/2023, registered U/Ss 406, 420, 34 of the IPC, pending in the Ld. Court of A.C.J.M. 1st, Muzaffarpur (West).

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 earlier petitioner had filed anticipatory bail application, vide A.B.P. No. 2767/2024, before the court and the same was rejected and thereafter, he had filed anticipatory bail, vide Cr.Misc.No. 81369/2023, before the Hon'ble High Court, which was also rejected and except these petitions no other 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, due to village politics. That one co-accused person with similar allegation, has been granted anticipatory bail by the Hon'ble High Court. That the petitioner is in judicial custody, in this case, since 28.05.2026. Ld. counsel for the petitioner side, prays for his release on bail.

Ld. A.P.P. for the state, opposed the prayer for bail.

Perused the original record, including the FIR and case diary, from paras no. 01 to 149. From perusal of the record, it transpires that allegation against the petitioner that he had withdrawn Rs.15,70,000/- from account of management committee alongwith co-accused person, by joint signature of petitioner and co-accused person, out of estimated amount Rs.19,91,000/-. The Yojana Technical Assistant has reported that only work of Rs.3,80,119/- has been done. Allegations appears to be omnibus and vague in nature. Offence u/s 420 of the IPC does not seem to be made out against the petitioner. Rest of the allegation

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attracts maximum punishment within seven years. One co-accused person is similar allegation has been granted anticipatory bail by the Hon'ble High Court and the petitioner is in judicial custody, in this case, since 28.05.2026. As per para no. 03 of the anticipatory bail application, petitioner has got no criminal history.

Considering the aforementioned facts and circumstances of the case, including the period of jail custody, I am inclined to enlarge the petitioner on bail. Accordingly, bail application of the accused petitioner, namely, **Rakesh Kumar Sahni**, stands **allowed** and he is directed to be released on bail, on furnishing a bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount, to the satisfaction of the Ld. Court below. Let a copy of this order be sent to the court concerned, for needful.

(Dictated)

Sd./-

1st Addl. Sessions Judge
Muzaffarpur