

In the Court of Additional Sessions Judge-12th, Muzaffarpur

A.B.P. No. 2553 of 2026

Arising out of Saraiya P.S. Case No. 326/2026

Under Sections 140(3) of B.N.S.

Suresh Sah and Another.....Petitioners.

Vs.

State of Bihar.....Opposite Party.

On behalf of Petitioner : - Sri Arvind Kumar, Ld. Advocate.

On behalf of State : - Smt. Anju Rani, Ld. A.P.P.

18.07.2026

Record produced before the Court. Anticipatory Bail Petition filed on behalf of accused petitioners namely **1. Suresh Sah, and 2. Sujeet Sah**, who are apprehending their arrest in connection with **Saraiya P.S. Case No. 326/2026 registered u/s. 140(3) of B.N.S.**, is moved. The copy of the anticipatory bail petition has already been served upon the prosecution.

Xerox copy of supplementary case diary has been produced by the Ld. Addl. Public Prosecutor which is available on record.

Case of the prosecution, in brief, as per the fardbayan of the informant namely Manisha Kumari is that after attending a funeral at Rewa Ghat on 27.02.2026, informant's husband Vicky Kumar went missing while returning home. Despite inquiries, informant's in-laws have not disclosed any information about his whereabouts. Informant suspects that Suresh Sah, Sujit Sah, and an unidentified relative from Murgiya Chowk, Vaishali, acting together, are responsible for her husband's disappearance. Hence, this case.

It has been submitted on behalf of petitioners that the petitioners are quite innocent and have committed no offence. No any bail petition has been filed on behalf of the petitioners either in the Court of Sessions or before Hon'ble High Court Patna, earlier. The petitioners have no criminal antecedent. That the prosecution case is completely false, concocted and the same does not appeal to normal reasoning. That as a matter of fact is that informant has illicit relation with other person and she did not live with her husband so she committed conspiracy to disappear her husband. That in perusal of F.I.R. it is apparent that the informant played trick to implicate the petitioners. That the petitioners are civilized farmers. That the bailors are ready to stand as sureties on their behalf. With these submissions it has been prayed to release the petitioners on anticipatory bail.

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On the other hand, the Ld. A.P.P. opposed the prayer of anticipatory bail advanced on behalf of the petitioners.

Heard both the sides and perused the case record.

Perused the case record. Petitioners are named in the F.I.R. Witnesses in this case diary have supported the case of the prosecution. It is worth mentioning here that victim has not been recovered and case is still under investigation.

Hence, considering the facts and circumstances of this case, materials available on record as well as the nature and gravity of offence and allegations this Court is not inclined to extend the privilege of Anticipatory Bail to the petitioners. Accordingly, the anticipatory bail petition filed on behalf of the petitioners namely **1. Suresh Sah, and 2. Sujeet Sah** stands **rejected**.

Let a copy of this order be sent to the Ld. Court concerned and this record be consigned to the Record Room as per Rule.

(Dictated)

Sd/-

(Madhwendra Singh)

I/c Addl. Sessions Judge -12th,
Muzaffarpur.