

**COURT OF DISTRICT & ADDL.
SESSIONS JUDGE-IV, BARH (PATNA)**

ABP NO. 251 of 2026

(Arising out of Athmalgola P.S. Case No. 27 of 2026)

(u/s- 115(2), 126(2), 303(2) r/w 3(5) BNS)

(1) **Niraj Kumar @ Niraj Paswan** S/o: **Ranjay Paswan** a/a : 24 Years
(Resident of Village : Sabnima, P.S. : Athmalgola, District : Patna)**Petitioner**

Vs.

.....**Opposite Party (O.P)**

The State of Bihar

For the Petitioner : Sri Manoranjan Kumar & Sri Sourav Kumar, Ld. Advocates
For the O.P.(State) : Sri Bhupendra Paswan, Ld. Addl. Public Prosecutor,

ORDER

PRESENT : SRI SHAILENDRA KUMAR SINGH, ASJ-IV

26/03/2026

1. Anticipatory Bail petition dated **11/03/2026** for grant of Anticipatory bail filed on behalf of above named **sole** accused petitioner who is apprehending his arrest in connection with **Athmalgola P.S. Case No. 27 of 2026**, for the offence u/s **115(2), 126(2), 303(2) r/w 3(5) BNS**, pressed today. A copy of bail petition has already been served to the Ld. APP.

2. Heard, Ld. Counsel & Ld. Addl. Public Prosecutor (APP) appearing on behalf of the petitioner as well as the State.

3. Prosecution case, *in brief*, as per written report of informant, **Madli Pal** is that, on 21/01/2026 at 12'O Clock in the noon, his son Sujit Kumar was going to **Nanihal**, in the meantime, Dheeraj Kumar & Neeraj Kumar took away purse in which Rs. 40,000/- was kept and mobile phone from the pocket of his son. They threw mobile phone in water. When his mother-in-law went for rescue, they pushed her. Mobile phone was taken out from water by his son.

4. It has been submitted by the Ld. Counsel for the petitioner that bail petition that earlier no regular or anticipatory bail either before Ld. Court of Sessions or before Hon'ble High Court has been filed, nor any bail application is pending before any Court and the petitioner has **no** criminal antecedent. The petitioner is quite innocent and has not committed any offence. This case has been lodged only to harass the petitioner and his family because of enmity. The petitioner is substantial person and there is no chance of his absconding. Petitioner is ready to furnish bail bond with sound sureties & obey each and every conditions imposed by Court, if bail is granted.

Cont'd..../-

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26/03/2026(Cont'd/-.....)

5. Learned A.P.P. appearing on behalf of State opposed the prayer for anticipatory bail of petitioner.

6. Heard, rival contentions of both the parties and perused the record. From perusal of record, it transpires that there is general & omnibus allegation against accused petitioner that he has snatched Rs. 40,000/- from son of informant and threw his mobile phone in water. No snatched money has been recovered from the petitioner. Mobile phone has been recovered by son of informant from the water. As per para 31 of CD, petitioner has **no criminal antecedent**.

7. Considering the aforesaid facts & circumstances, **clean antecedent, prayer of anticipatory bail** of above named **sole** petitioner is **hereby allowed**. Accordingly, in the event of his arrest or surrender before the Ld. Trial Court **within four weeks from the date of receipt of the copy of this order**, petitioner is directed to be released on bail on furnishing bail bond of **Rs. 10,000/- (Ten thousand) each with two sureties** of the like amount each to the satisfaction of the Ld. Trial Court, subject to conditions as laid down u/s 482 (2) BNSS. **Further condition that (a) One of the Bailor shall be family member/Close relative & (b) He will co-operate with I/O in the investigation of this case.** Observations/findings made above is only restricted for disposal of this bail petition and it will not effect the merit of case during investigation, enquiry & trial case. Let the copy of this order be sent to the concerned Trial Court.

Dictated & Corrected

 26/3/2026
(Shailendra Kumar Singh)
Addl. Sessions Judge-IV,
Barh (Patna)

Memo No.

449

Dated

30

March, 2026

Copy forwarded to : The Court of Ld. SDJM, Barh : For needful.

 26/3/2026
(Shailendra Kumar Singh)
Addl. Sessions Judge-IV,
Barh (Patna)

Date of Judgment/Order	26-03-2026
Date of Reserving Judgment/Order	26-03-2026
Uploading Date	30-03-2026
Uploaded by	Ranjana Kar, SDJM