

**IN THE COURT OF 01<sup>st</sup> DISTRICT & ADDL. SESSIONS JUDGE**  
**ROHTAS AT SASARAM**  
**BAIL PETITION NO. 102 of 2026**  
**Arising out of Dehri(Town) P.S. Case No. 488 of 2025**  
**Under Section 137(2), 96, 3(5) of Bharatiya Nyaya Sanhita, 2023.**

**IN THE MATTER OF:-**

**Harsh Kumar** , Aged about 19 years

S/o- Pintu Sah alias Pintu Kumar

R/o- Village – Akhada Shapur, P.S.- Aurangabad(Town), District- Aurangabad

..... Petitioner.

Versus

The State of Bihar

.....Opposite Party.

For the Petitioner : Mr. V.K. Upadhyay, Ld. Advocate.

For the O. P. (State) : Mr. Upendra Kumar, Ld. P.P.

**ORDER**

**19.03.2026** This regular bail application has been preferred on behalf of the above noted accused in custody since 21.11.2025 pertaining to in connection with **Dehri(Town) P.S. Case No. 488 of 2025** for the offence under section 137(2), 96, 3(5) of Bharatiya Nyaya Sanhita, 2023(for short B.N.S.). The parties have already been heard. The matter is posted today for order. The order follows:-

The learned counsel appearing for the accused/petitioner by reading out the contents of the F.I.R. has submitted that the petitioner is quite innocent and has committed no offence and petitioner is falsely implicated in this case due to grudge and with ulterior motives and all the allegations levelled in the F.I.R. are false, fabricated and concocted. He further added that the alleged occurrence is said to be happened on 08.11.2025 and F.I.R. was lodged on 09.11.2025 i.e. after delay of one day without giving any proper explanation for delay and it is pertinent to mention that the petitioner along with lakshmi kumari has voluntarily surrendered before the police at police station and the daughter of the informant in her statement under section 180 of B.N.S.S., 2023 before the police, has accepted that she along with her cousing had gone to aurangabad voluntarily to meet the petitioner and the petitioner had never induced or forced her to come to aurangabad. He further added that lakshmi kumari in her statement has accepted that she knows the petitioner since three years and she is a friend of petitioner and she stated that when she was about to return from aurangabad after meeting with the petitioner, her elder cousin called on the mobile number of the petitioner and warned her not to return to her house as parents of lakshmi kumari were in very angry over her. He further submitted that all the allegations levelled in the F.I.R. are not applicable on the petitioner has never kidnapped or abducted the daughter of the informant nor he induced the daughter of the informant to go with him and petitioner is a man of means so no question of absconding or tampering with the evidence arises and petitioner is ready to furnish the bail bond to the satisfaction of the court and prayed to enlarge the petitioner on regular bail.

Per contra, the Ld. P.P appearing for the State has opposed the prayer for regular bail submitting that the allegation is direct against the accused /petitioner and is serious in nature. Hence, prayed to reject it.

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**Continued...**  
**19.03.2026**

From the contents with the file and the Id. Counsel for the parties produced before this court reveal the fact that it is a case which has been registered under section 137(2), 96, 3(5) of B.N.S.,2023 and the police has found the involvement of the sister of other victim alongwith the accused karan paswan in the alleged crime. The investigating material also discloses that the elder sister of the victim no. 2 has married with karan paswan. The statement recorded under section 183 of B.N.S.S.,2023 of the victim no. 2 has not supported the allegation as made in the F.I.R. against the accused/petitioner Harsh Kumar rather she has voluntarily stated before the Id. Judicial Magistrate that she, willingly, went alongwith accused/petitioner and she came back on her own volition when her mother started threatening the accused harsh kumar. Furthermore, the petitioner/accused has no criminal antecedent as per paragraph-50 mentioned in the case diary but as the victim found minor the allegation of section 137(2) read with 3(5) of B.N.S.,2023 appear to be attracted in the matter and the petitioner is incarcerated for more than about four months and no threat to temper the prosecution witnesses or threatening of any sort have been presented before this court so far. In such state of the facts and taking note of the things including the youngness of the petitioner, as a warning chance the prayer for regular bail is allowed on furnishing bail bonds worth of Rs. 10,000/- with two sureties each of the like amount, to the satisfaction of the Court in seisin of original records, with further condition to be under taken by the petitioner, at the time of furnishing bail bonds as enshrined under section 480 (3) of the B.N.S.S., 2023. **Accordingly, the prayer for regular bail is allowed.**

(Dictated)

**(Illegible)**

(Pankaj Mishra)

1<sup>st</sup> District & Additional Sessions Judge,  
Rohtas at Sasaram  
19.03.2026

Date of judgement/order	19.03.2026
Date of reserving judgment/order	16.03.2026
Uploading date	23.03.2026
Uploaded by	Prabhash Kc.