

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 01st April, 2026

Present:- Dinesh Sharma, Principal District & Session Judge, Saharsa

B.A. No. 60/2026 (Arising out of Saharsa Sadar P.S. Case No. 1404/2025)

Ashish Kumar

..... Petitioner Vs State of Bihar

In the matter of :-

Ashish Kumar S/o Santosh Das

Resident of Village Kahrakutti, Ward No. 10, P.S. and District Saharsa.

....Petitioner

Vs

State of Bihar

.....Opposite Party

Appearance :-

For the Petitioner :- Sri Dhruv Kumar Jha, Adv

For the State :- Sri Krishna Murari Prasad, Ld. P.P.

Date of proceeding	Order with the signature of the court	Office action taken with date
01.04.2026	<p>This bail petition has been filed on behalf of the petitioner namely Ashish Kumar S/o Santosh Das who is in custody since 22.12.2025 in connection with Saharsa Sadar P.S. Case No. 1404/2025 registered under Sections 25(1-B)a, 26 of the Arms Act.</p> <p>2. Heard the arguments of the learned counsel for the petitioner and the learned P.P. for the State.</p> <p>3. It is submitted by the learned counsel for the accused petitioner that petitioner is in custody since 22.12.2025. It is further submitted that petitioner bears no criminal antecedent. It is further submitted that petitioner is quite innocent and has committed no offence and he has falsely been implicated in this case. It is further submitted that petitioner is a student and man of means and he is ready to furnish sound sureties to the full satisfaction of the court. Upon these grounds, the learned counsel prays to grant bail to the petitioner.</p> <p>4. On the other hand, the learned P.P. has vehemently opposed the prayer of bail.</p> <p>5. Rival submissions considered, Record perused.</p> <p>6. The prosecution case, in short as per the typed report of informant PSI Ram Raj Singh is that he was on patrolling duty alongwith his team at Behla Tola. When he reached there then after seeing him one person tried to</p>	

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flee away from there which was caught by the police personnel. On query made by him, the apprehended person disclosed his name as Ashish Kumar. During search a countrymade pistol has been recovered from his waist and on unloading the chamber was found empty. On query about the recovered arm, he has not given any satisfactory reply.

7. The petitioner is in custody since 22.12.2026. Charge-sheet has been submitted in this case. The petitioner is having clean past antecedent as mentioned in para 28 of the case diary. All most all the witnesses are officials of police. Therefore there is no chance of ~~likely~~

of influencing of the witnesses as most of the witnesses are of police

8. Considering the totality of the facts and circumstances a case to grant bail to the petitioner accused namely Ashish Kumar is made out. Resultantly the prayer for bail is **allowed**. The petitioners be released on bail subject to their furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount to the satisfaction of the learned Magistrate where the case is presently pending further subject to the conditions as laid down under Section 480(3) of the BNSS.

(Dictated)

DS

(Dinesh Sharma)

Principal Sessions Judge,

Saharsa

01.04.2026

Date of Judgement/Order	01.04.2026
Date of Reserving Judgement/Order	01.04.2026
Uploading Date	04-04-26
Uploaded by	Javed Haider