

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 26<sup>th</sup> March, 2026

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

A.B.P. No. 141/2026 (Arising out of Saharsa P.S. Case No. 977/2025)

Sant Kumar & 2 Others

..... Petitioners Vs State of Bihar

**In the matter of :-**

1. Sant Kumar S/o Kamleshwari Prasad,
  2. Bin Kumar @ Bin Kumar Yadav S/o Kamleshwari Prasad
  3. Janak Yadav @ Janak Prasad Yadav S/o Upendra Yadav
- All resident of Village Diwari, Ward No. 4, P.S. Sonbarsa Kachahri,  
District Saharsa.

....Petitioners

Vs

State of Bihar

.....Opposite Party

**Appearance :-**

For the Petitioners :- Sri Sanjeev Kumar Singh, Advocate

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
26.03.2026	<p>This anticipatory bail petition has been filed on behalf of the petitioners namely (1) <b>Sant Kumar</b> S/o Kamleshwari Yadav, (2) <b>Bin Kumar @ Bin Kumar Yadav</b> S/o Kamleshwari Yadav and (3) <b>Janak Yadav @ Janak Prasad Yadav</b> S/o Upendra Yadav who are apprehending their arrest in connection with Saharsa Sadar P.S. Case No. 977/2025 registered under Sections 126(2), 115(2), 352, 351(2), 351(3), 303(2), 308(2), 109, 3(5) of BNS, 2023.</p> <p>2. Heard the arguments of the learned counsel for the petitioners and the learned P.P. for the State.</p> <p>3. It is submitted by the learned counsel for the accused petitioners that petitioners are innocent and has falsely been implicated in this case. It is further submitted that the petitioners bear no criminal antecedent. It is further submitted that there is case and counter case between the parties. It is further submitted that sections 109 and 303(2) of BNS, 2023 are added to make the case graver and non-bailable. It is further submitted that petitioners have not demanded any ransom amount. It is further submitted that petitioners are men of means and there is no chance of their absconding or tampering with the evidence and they are</p>	

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 26<sup>th</sup> March, 2026

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

A.B.P. No. 141/2026 (Arising out of Saharsa P.S. Case No. 977/2025)

Sant Kumar & 2 Others

..... Petitioners Vs State of Bihar

Cont/2-  
26.03.2026

ready to furnish sound sureties to the full satisfaction of the court. Upon these grounds, the learned counsel prays to grant anticipatory bail to the petitioner.

4. On the other hand, the learned P.P. has opposed the prayer of anticipatory bail.

5. Rival submissions considered, Record perused.

6. The prosecution case as per *Fardbeyan* of the informant, Ajit Kumar is that on 24.08.2025 when he was taking breakfast in a hotel in front of Diwari Mandir then sant Kumar was at the betel shop of Shri Ram and when he saw him having breakfast he called him, he demanded ransom amount of Rs. 1 Lakh on which he objected then the accused dragged him out of the shop and took him near his shop and started beating him on his head due to which his head got lacerated and blood started oozing from his head. Due to which he fell down on the ground then Pintu Sharma came to rescue him then accused persons namely Sant Kumar, Bin Kumar and Janak Yadav assaulted him with lathi, danda and iron rod with intention of killing. On raising alarm the nearby people came to rescue him then all the accused persons fled away from there and took out gold chakti worth Rs. 25,000/- from the neck of Sant Kumar and Rs. 4700/- from his pocket and also threatened to kill if he lodge police case. With the help of villagers the injured person were brought to Sadar Hospital, Saharsa.

7. The petitioners accused are named in FIR. There is case and counter case between the parties. During the course of investigation and in supervision note the taking of Rs. 4700/- from the pocket and chakti made of gold are found not corroborated. As per the injury report as mentioned in para 46 of the case diary, only a single lacerated wound over mid parietal region of skull of size 1" x ¼" x 1/6" is found and the said injury is opined to be simple in nature by the Doctor.

8. Considering the aforesaid facts and circumstances and particularly the counter case, this is

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA  
Dated, Saharsa, the 26<sup>th</sup> March, 2026

Present:- Dinesh Sharma, Principal District & Session Judge, Saharsa  
A.B.P. No. 141/2026 (Arising out of Saharsa P.S. Case No. 977/2025)

Sant Kumar & 2 Others

..... Petitioners Vs State of Bihar

Cont/3-  
26.03.2026

a fit case to grant anticipatory bail. Resultantly, the prayer for anticipatory bail is **allowed** and in the event of arrest or surrender of the petitioners namely (1) Sant Kumar, (2) Bin Kumar @ Bin Kumar Yadav and (3) Janak Yadav @ Janak Prasad Yadav within a period of four weeks from today, they are directed to be released on bail subject to their furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) each with two sureties in the like amount each to the satisfaction of the learned jurisdictional Magistrate where the case is presently pending, further subject to the conditions as laid down u/s 482(2) of BNSS. The petitioners shall cooperate in trial.

(Dictated)



(Dinesh Sharma)  
Principal Sessions Judge,  
Saharsa  
26.03.2026

Date of Judgement/Order	26.03.2026
Date of Reserving Judgement/Order	26.03.2026
Uploading Date	01-04-26
Uploaded by	Javed Haider