

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 21th April, 2026

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

B.A. No. 101/2026 (Arising out of Simri Bakhtiyarpur P.S. Case No. 376/2025)

Vijay Kumar @ Bijal Kumar Petitioner Vs

State of Bihar

In the matter of :-

Vijay Kumar @ Bijal Kumar S/o Pravu Yadav

Resident of Village Voraha, Ward No. 07, P.S. Simri Bakhtiyarpur, District Saharsa.

....Petitioner

Vs

State of Bihar

.....Opposite Party

Appearance :-

For the Petitioner :- Sri B.K. Mishra, Adv.

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

Sl. No.	Date of proceeding	Order with the signature of the court	Office action taken with date
	21.04.2026	This bail petition has been filed on behalf of the petitioner namely Vijay Kumar @ Bijal Kumar S/o Pravu Yadav is in custody since 28.12.2025 in connection with Simri Bakhtiyarpur P.S. Case No. 376/2025 registered under Sections 191(1), 190, 126(2), 118(1) and 117(2) of BNS, 2023. 2. Heard the arguments of the learned counsel for the petitioner and the learned P.P. for the State. 3. It is submitted by the learned counsel for the accused petitioner that petitioner is in custody since 28.12.2026. It is further submitted that petitioner bears criminal antecedent of one case. It is further submitted that petitioner is quite innocent and has committed no offence and he has falsely been implicated in this case due to grudge, malice and dirty village party politics. It is further submitted that Section 190, 118(1) of BNS, 2023 are added to make the case graver and non-bailable. It is further submitted that there is case and counter case between the parties. It is further submitted that petitioner is a man of means and there is no chance of his absconding or tampering with the evidence 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.	

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

5. Rival submissions considered, Record perused.

6. The prosecution case, in brief, is that on 19.12.2025 at about 11:00 A.M., the accused persons, namely Prabhu Prasad Yadav and others, along with 5-6 unknown persons, formed an unlawful assembly and came armed with country-made pistols, iron rods, farsa, and other weapons to the land of the informant's family. They started making illegal construction and encroachment over the said land. When the informant objected, the accused persons, on the instigation of Prabhu Prasad Yadav, assaulted her and attempted to outrage her modesty. On hearing her alarm, her family members arrived to rescue her, but the accused persons brutally assaulted them with iron rods and other weapons. One of the accused also fired from a country-made pistol with intent to kill, causing serious injuries to the victims. It is further alleged that the accused persons threatened the informant's family and demanded ₹5,00,000/- as ransom, warning them not to come to the land. The injured persons were taken to hospital, where they are undergoing treatment.

7. The petitioner is in custody since 28.12.2025. There is case and counter case between the parties. The injured persons have stated to be discharged from the Hospital. The police has submitted charge-sheet without obtaining the final injury report. Be that as it may.

8. Considering the period of custody and the fact that charge-sheet has also been filed and the injured persons have already been discharged, a case to grant bail to the petitioner accused namely Vijay Kumar @ Bijal Kumar is made out. Resultantly, the prayer for bail is **allowed**. The petitioner be released on bail subject to his



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furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties in 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

21.04.2026

Date of Judgement/Order	21.04.2026
Date of Reserving Judgement/Order	21.04.2026
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