

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 6th April, 2026

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

B.A. No. 113/2026 (Arising out of Saharsa Sadar P.S. Case No. 1416/2025)

Babu Saheb

... Petitioner Vs State of Bihar

In the matter of :-

Babu Saheb S/o Umesh Prasad Sah

Resident of Village Nariyar, Naya Bazar, P.S. and District Saharsa.

....Petitioner

Vs

State of Bihar

.....Opposite Party

Appearance :-

For the Petitioner :- Sri Sanjeeva Kumar, 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
06.04.2026	This bail petition has been filed on behalf of the petitioner namely Babu Saheb S/o Umesh Prasad Sah who is in custody since 18.01.2026 in connection with Saharsa Sadar P.S. Case No. 1416/2025 registered under Sections 126(2), 115(2), 352, 351(2), 351(3), 61(2), 140(3), 308(5) of BNS, 2026. 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 18.01.2026. 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 runs a small jewellery shop and he is quite unaware of the said occurrence. It is further submitted that petitioner is a businessman 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. 4. On the other hand, the learned P.P. has vehemently opposed the prayer of bail.	

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<u>Cont/2-</u> <u>06.04.2026</u>	5. Rival submissions considered, Record perused. 6. The prosecution case as emerges from the fardbeyan of informant Krishna Kumar is that on 23.12.2025 at about 15:41 O'clock when he was at his office situated at Gautam Nagar then he received an unknown call from 7368997176 and get related information of his child and asked his office address. At about 15:59 O'clock again the same number called and told that he cannot find his office. At about 16:45 O'clock as soon as he came out of the office six youths were standing outside the office on three motor-cycles and they forcibly tried to make him sit in their car, when he objected then abused him, beaten him and sit in the car and took him from BNCC field to West Koshi Project lane and started beating him and showing the fear of murder snatched Rs. 7100/- and demanded more money. At about 21:46 O'clock they called him on t 7543005733 and started threatening that if you file a case in the police station then face dire consequences. 7. The petitioner is in custody since 18.01.2026. The name of the petitioner is not maned in the FIR. The name of the petitioner came first time in the confessional statement of the co-accused Rahul Kumar. No TIP was conducted. The petitioner is having clean past antecedent as mentioned in para 77 of the case diary. Charge-sheet in this case has been submitted. One of the mobile from which the informant was threatened is in the name of the petitioner. The evidence relating to the mobile phone is already in custody of police and can not be tampered with by the petitioner. 8. Considering the totality of the facts and circumstances, a case to grant bail to the petitioner accused namely Babu Saheb is made out. Resultantly the prayer for bail is allowed. The petitioner be released on bail subject to his furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two	
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06.04.2026

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)


(Dinesh Sharma)

Principal Sessions Judge,
Saharsa
06.04.2026

Date of Judgement/Order	06.04.2026
Date of Reserving Judgement/Order	06.04.2026
Uploading Date	08-04-26
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