

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 05th May, 2026

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

A.B.P. No. 250/2026 (Arising out of Saharsa Sadar P.S. Case No. 121/2026)

Raghunath Sah & 2 Other

... Petitioners Vs State of Bihar

In the matter of :-

1. Raghunath Sah S/o Mahendra Sah
2. Ganesh Sah @ Ganeshi Sah S/o Sukhdev Sah @ Ghuran Sah
3. Vivek Sah @ Vivek Kumar S/o Bishundev Bhagat

All resident of Village Saharsa Halwai Tola, Near House of Bhavi Sah,
Gangjala, Ward No. 15, P.S. and District Saharsa.

....Petitioners

Vs

State of Bihar

.....Opposite Party

Appearance :-

For the Petitioners

:- Sri Sunil Kumar Singh, Advocate

For the State

:- Sri Krishna Murari Prasad, Ld. P.P. assisted by
Sri Shivendra Jha, Ld. Adv for informant

Sl No.	Date of proceeding	Order with the signature of the court	Office action taken with date
	05.05.2026	This anticipatory bail petition has been filed on behalf of the petitioners namely (1) Raghunath Sah S/o Mahendra Sah, (2) Ganesh Sah @ Ganeshi Sah S/o Sukhdev Sah @ Ghuran Sah and (3) Vivek Sah @ Vivek Kumar S/o Bishundev Bhagat who are apprehending their arrest in connection with Saharsa Sadar P.S. Case No. 121/2026 registered under Sections 115(2), 126(2), 324(4), 324(5), 308(5) of BNS, 2023. 2. Heard the arguments of the learned counsel for the petitioners and the learned P.P. for the State assisted by learned counsel for the informant. 3. It is submitted by the learned counsel for the accused petitioners that petitioners are innocent and have falsely been implicated in this case due to grudge and malice and land dispute. It is further submitted that the petitioner Raghunath Sah bears criminal antecedent of one case whereas petitioners Ganesh Sah @ Ganeshi Sah and Vivek Sah @ Vivek Kumar bears no criminal antecedent. It is further submitted that Section	

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 05th May, 2026

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

A.B.P. No. 250/2026 (Arising out of Saharsa Sadar P.S. Case No. 121/2026)

Raghunath Sah & 2 Other

... Petitioners Vs State of Bihar

Cont/2
05.05.2026

308(5) of BNS, 2023 is added to make the case graver an non-bailable. It is further submitted that petitioners have not demanded any extortion money. It is further submitted that petitioners are men of means and there is no chance of their absconding or tampering with the evidence in this case and they are also ready to furnish sound sureties to the full satisfaction of the learned court. Upon these grounds, the learned counsel prays to grant anticipatory bail to the petitioners.

4. On the other hand, the learned P.P. for the State assisted by learned counsel for the informant have opposed the prayer of anticipatory bail.

5. Rival submissions considered, Record perused.

6. The prosecution case as emerges from the written application of informant Vibhuti Kumar Jha have a house near the old police post. It is located on three kathas of land and is surrounded by a boundary wall. The accused persons namely Ganeshi Sah, Dinesh Sah, Raghunath Sah and Vivek Sah have been demanded extortion money from him. On 02.02.2026 at about 01:00 O'clock the accused persons came to his house with some criminals and forcibly began breaking down the wall. When he refused then they all started beating him. Vivek Sah put a pistol on his chest and snatched Rs. 55,000/- from him. The accused persons also demolished the wall due to which he has suffered a loss of Rs. 55,000/-. when the people from the neighbourhood came running to the place all the accused persons fled away brandishing pistol.

7. The petitioners are named accused in FIR. There are allegation of snatching of Rs. 55,000/- by putting a pistol at the chest of the informant. The demolishing of the wall is visible in para 10 of the case diary. As per para 51 of the case diary,

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 05th May, 2026

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

A.B.P. No. 250/2026 (Arising out of Saharsa Sadar P.S. Case No. 121/2026)

Raghunath Sah & 2 Other

... Petitioners Vs State of Bihar

Cont/3
05.05.2026

the petitioners gave threat to withdraw the case. The allegations were found true in the supervision by the supervising officer. The allegations are serious in nature and requires of thorough investigation.

8. Considering the facts and circumstances of the case, no case is made out to grant anticipatory bail to petitioners. Resultantly the instant anticipatory bail application the petitioners namely (1) Raghunath Sah, (2) Ganesh Sah @ Ganeshi Sah and (3) Vivek Sah @ Vivek Kumar is hereby rejected.

(Dictated)

Dinesh Sharma

(Dinesh Sharma)

Principal Sessions Judge,
Saharsa

05.05.2026

Date of Judgement/Order	05.05.2026
Date of Reserving Judgement/Order	05.05.2026
Uploading Date	07-05-26
Uploaded by	Gavved Haider