

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 28th April, 2026

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

A.B.P. No. 392/2026 (Arising out of Saharsa P.S. Case No. 1213/2025)

Gam Gam Kumar @ Dharmveer Kumar & Anr Petitioners Vs State of Bihar

In the matter of :-

1. Gam Gam Kumar @ Dharmveer Kumar S/o Vinod Yadav

2. Rohit Kumar S/o Yogendra Yadav

Both resident of Village Batraha, Ward No. 42, P.S. and District Saharsa.

....Petitioners

Vs

State of Bihar

.....Opposite Party

Appearance :-

For the Petitioner :- Sri Naween Kumar, Advocate

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
	28.04.2026	This anticipatory bail petition has been filed on behalf of the petitioners namely (1) Gam Gam Kumar @ Dharmveer Kumar S/o Vinod Yadav and (2) Rohit Kumar S/o Yogendra Kumar who are apprehending their arrest in connection with Saharsa Sadar P.S. Case No. 1213/2025 registered under Sections 115(2), 126(2), 352, 351(2), 351(3), 109, 3(5) 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 innocent and has falsely been implicated in this case due to grudge, malice and dirty party politics. It is further submitted that the petitioner No.1 bears criminal antecedent of one case in which he is on bail whereas petitioner No. 2 bears no criminal antecedent. It is further submitted that there is no specific allegation against the petitioners. It is further submitted that Section 109 of BNS, 2023 is added to make the case graver and non-bailable. It is further submitted that nothing has been recovered from the possession of the petitioners. It is further submitted that there is delay of three	

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Cont/2-
28.04.2026

days in lodging the FIR. It is further submitted that there exists land dispute between the parties. It is further submitted that petitioners are woman and men of means and there is no chance of their absconding or tampering with the evidence in this case and they are 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 petitioner.

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

5. Rival submissions considered, Record perused.

6. The prosecution case as per written report of informant Mohan Sharma is that on 24.10.2025 when he was unloading his tractor at his godown then Gangam Yadav came there and assaulted with filthy languages and threatened him. The accused persons namely Gangam Yadav, Vinod Yadav, Rohit Kumar assaulted him with brick and stones due to which he sustained injury at his head and his treatment is going on at Sadar Hospital, Saharsa.

7. The injured has suffered a single lacerated wound over left forehead size of 3 cm x 1 cm x 0.5 cm and the said injury is found to be simple in nature. The injured has stated to be discharged from the Hospital. The investigation can be carried out without arresting the petitioners.

8. Considering the totality of the facts and circumstances, the prayer for anticipatory bail of petitioners (1) **Gam Gam Kumar @ Dharmveer Kumar** and (2) **Rohit Kumar** is **allowed** and in the event of arrest or surrender of the petitioners 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



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Cont/3-
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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.

(Dictated)

DS
(Dinesh Sharma)

Principal Sessions Judge,

Saharsa

28.04.2026

Date of Judgement/Order	28.04.2026
Date of Reserving Judgement/Order	28.04.2026
Uploading Date	30-04-26
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