

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA
Dated, Saharsa, the 05th June, 2026

Present:- Dinesh Sharma, Principal District & Session Judge, Saharsa
A.B.P. No. 475/2026 (Arising out of Bihra P.S. Case No. 136/2026)

Pawan Mukhia & 2 Others **Petitioners** Vs **State of Bihar**

In the matter of :-

1. Pawan Mukhia S/o Jokhan Mukhia
2. Devnarayan Chaudhary @ Devo Chaudhary S/o Late Raj Kumar Chaudhary
3. Shivo Chaudhary @ Shivnarayan Chaudhary

All resident of Village Sihol Chakla Tola, Ward No. 15, P.S. Bihra,
District Saharsa.

....**Petitioners**

Vs

State of Bihar

.....**Opposite Party**

Appearance :-

For the Petitioners :- Sri Leeladhar Sharma, 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
	05.06.2026	This anticipatory bail petition has been filed on behalf of the petitioners namely (1) Pawan Mukhia S/o Jokhan Mukhia, (2) Devnarayan Chaudhary @ Devo Chaudhary S/o Late Raj Kumar Chaudhary and (3) Shivo Chaudhary @ Shivnarayan Chaudhary S/o Late Raj Kumar Chaudhary who are apprehending their arrest in connection with Bihra P.S. Case No. 136/2026 registered under Sections 115(2), 126(2), 110, 117(2), 303(2), 3(5) of BNS, 2023. 2. Heard the arguments of the learned counsel for the petitioners and the learned P.P. for the State. 3. It is submitted by the learned counsel for the accused petitioners that petitioners are innocent and has falsely been implicated in this case due to grudge, malice and dirty party politics. It is further submitted that the petitioners bears no criminal antecedent. It is further submitted that Sections 110, 303(2) of BNS, 2023 are added to make the case graver and non-bailable. It is further submitted that there is delay of 20 days in lodging the FIR. It is further submitted that petitioner no. 2 and 3 are old age person and the	

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 05th June, 2026

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

A.B.P. No. 475/2026 (Arising out of Bihra P.S. Case No. 136/2026)

Pawan Mukhia & 2 Others

..... Petitioners

Vs State of Bihar

<u>Cont/2-</u> <u>05.06.2026</u>	petitioners are men of means and they are ready to abide all the terms and conditions imposed by 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 Ganesh Mukhiya is that on 22.03.2026 at about 05:00 P.M. in the evening when he was at his house then suddenly Shivo Chaudhary, Devo Chaudhary and Pawan Mukhiya armed with deadly weapons came at his house and Shivo Chaudhary armed with farsa in his hand assaulted on his head with intention of killing due to which he sustained injury in his head and Devo Chaudhary armed with iron rod in his hand assaulted on his hand due to which his left hand fractured and also assaulted on his waist and Pawan Mukhiya assaulted on his back by iron khanti due to which pool of blood started flowing. Thereafter Shivo Chaudhary took out cash of Rs. 56,000/- by breaking the white colour box and Devo Chaudhary snatched gold earring worth Rs. 40,000/- and Pawan Mukhiya also snatched silver anklet worth Rs. 12,000/- and assaulted with filthy words. All the accused persons assaulted the informant on 28.08.2025 due to which the informant filed complaint case No. 154/2026 against them. On raising alarm nearby people came there and brought to Sadar Hospital, Saharsa for treatment. 7. The incident in question is of 22.03.3026 whereas the FIR has been got registered on 11.04.2026 as such there is unexplained delay of 20 days in lodging the FIR. PW Shanti Devi who
-------------------------------------	---

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 05th June, 2026

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

A.B.P. No. 475/2026 (Arising out of Bihra P.S. Case No. 136/2026)

Pawan Mukhia & 2 Others

..... Petitioners

Vs State of Bihar

Cont/3-
05.06.2026

is the wife of the informant has stated a different story to the police. As per the statement of this witness a fight took place between the informant and his younger son. The witness is silent about the role of petitioners. PW Roshan Sah has also stated on the lines of PW Shanti Devi. The injury on the head is simple in nature.

8. Considering the totality of the facts and circumstances, the prayer for anticipatory bail of petitioners **(1) Pawan Mukhia, (2) Devnarayan Chaudhary @ Devo Chaudhary, (3) Shivo Chaudhary @ Shivnarayan Chaudhary** 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 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)

Sd./-

(Dinesh Sharma)

Principal Sessions Judge,

Saharsa

05.06.2026

Date of Judgement/Order	05.06.2026
Date of Reserving Judgement/Order	05.06.2026
Uploading Date	11.06.2026
Uploaded by	Sachin Kumar

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 05th June, 2026

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

A.B.P. No. 475/2026 (Arising out of Bihra P.S. Case No. 136/2026)

Pawan Mukhia & 2 Others

..... Petitioners

Vs State of Bihar
