

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 19<sup>th</sup> June, 2026

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

A.B.P. No. 493/2026 (Arising out of Simri Bakhtiyarpur P.S. Case No. 563/2022)

Chintu Sah & 2 Others

..... Petitioners Vs State of Bihar

**In the matter of :-**

1. Chintu Sah S/o Late Jago Sah
2. Rikamani @ Rukmani Devi W/o Sajjan Sah
3. Nitu Devi W/o Dharmendra Sah

All resident of Village Kumedan Tola, Ward No. 4,

P.S. Simri Bakhtiyarpur, District Saharsa.

....Petitioners

Vs

State of Bihar

.....Opposite Party

**Appearance :-**

For the Petitioner :- Sri Divya Gaurav, 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 |
|---------|--------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------|
|         | 19.06.2026         | <p>This anticipatory bail petition has been filed on behalf of the petitioners namely (1) <b>Chintu Sah</b> S/o Late Jago Sah, (2) <b>Rikamani @ Rukmani Devi</b> W/o Sajjan Sah and (3) <b>Nitu Devi</b> W/o Dharmendra Sah who are apprehending their arrest in connection with Simri Bakhtiyarpur P.S. Case No. 563/2022 registered under Sections 341, 323, 324, 307, 504/34 of IPC.</p> <p>2. Heard the arguments of the learned counsel for the petitioners and the learned P.P. for the State.</p> <p>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, malice and dirty village party politics. It is further submitted that the petitioners bear no criminal antecedent. It is further submitted that petitioners have no manner of concern with the alleged incident. It is further submitted that there is case and counter case between the parties. It is further submitted that co-accused persons have been granted anticipatory bail by this court in A.B.A. No. 906/2022 vide order dated 11.01.2023 and the case of petitioners stands on same footing. It is further submitted that petitioner No. 1 is old age person and suffering from old age disease and petitioner nos. 2 and 3 are ladies. It is further submitted</p> |                               |

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| <u>Cont/2-</u><br><u>19.06.2026</u> | <p>that petitioners are ready to abide all the terms and conditions imposed by the learned court and they 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.</p> <p>4. On the other hand, the learned P.P. has opposed the prayer of anticipatory bail.</p> <p>5. Rival submissions considered, Record perused.</p> <p>6. The prosecution case, as per <i>Written Report</i> of the informant, Ratan Kumar Sharma, in brief, is that on 24.10.2022 at about 8:00 PM when he came to his village then (1) Pramod Sah, (2) Chintu Sah, (3) Sajjan Sah, (4) Rukmani Devi, (5) Dharmendra Sah, (6) Nitu Devi, (7) Mithun Kumar and (8) Bipin Kumar and others armed with variously armed assaulted the informant and his family members with arms. Accused persons, Pramod Sah, Sajjan Sah and other accused persons hit blow over his head due to which his head broke. Accused persons assaulted the informant's brother, Ranjan Sharma with sword due to which his head broke and had to get 8 stitches. Further, alleged that informant's nephew-Gautam Kumar was also hit by the accused persons due which he got blow over his head. Thereafter, accused persons, Sajjan Sah, Pramod Sah and other accused persons pulled his brother-Sulo Sah in the dark and assaulted him on his left hand and on his chest. Accused persons, Promod Sah and others gave butt blow over his brother-in-law's head which caused blood clotting and his bone got broken due to which his life is in danger. He has been referred from Saharsa to Darbhanga and thereafter referred to Patna. Moreover, It has been alleged that the accused persons has been making and selling liqour for past 3 years and due to protest the accused persons assaulted them.</p> <p>7. The other co-accused persons have already been admitted on anticipatory bail vide order dated 11.01.2023 passed in A.B.A. No. 906/2022. The petitioners are standing almost on the same footing. The petitioner No. 1</p> |  |
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Cont/3-  
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Chintu Sah is aged about 76 years and petitioner no. 2 Rikamani @ Rukmani Devi and petitioner no. 3 Nitu Devi are ladies. The incident had occurred in October, 2022. The police has taken no steps to declare the petitioner as absconders. The above fact suggests that the custody of the petitioners are not required for the purpose of further investigation.

8. Considering the totality of the facts and circumstances of the case and further considering the ground of parity, a case to grant anticipatory bail to the petitioners is made out. Resultantly the prayer for anticipatory bail of petitioners namely (1) **Chintu Sah**, (2) **Rikamani @ Rukmani Devi** and (3) **Nitu Devi** 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

19.06.2026

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|-----------------------------------|--------------|
| Date of Judgement/Order           | 19.06.2026   |
| Date of Reserving Judgement/Order | 19.06.2026   |
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