

COURT OF DISTRICT & ADDL. SESSIONS JUDGE III, SAHARSA

A.B.P. No.- 504/2026

Arising out of Saharsa Sadar PS Case No.-82/2025

Bimal Sharma

Petitioner

Versus

State of Bihar

Opp. Party

Date of order or proceeding	Order with signature of the court	Office action taken with date
23.06.2026	1. The present anticipatory bail application has been filed on behalf of accused petitioners namely 1. Hemant Kumar and 2. Amit Kumar apprehending their arrest in connection with Saharsa Sadar PS Case No.-82/2025 for the offences punishable u/s 126(2), 127(2), 115(2), 118(1), 109 and 3(5) of BNS. Put up for hearing. 2. Heard Sri Rajkumar Yadav, learned counsel for petitioner as well as Sadanand Yadav, learned A.P.P. for the State. 3. The case of prosecution in brief as per written information of Md. Juber is that on 16.01.2025 at about 05:00 PM his son Md. Rahman was way to his house further allegation is that certain boys on a bullet motorcycle bearing no.- BR01N2995 intercepted him and subjected him to assault using iron rod, knife, stick, etc. Further case is that in said course of assault on account of iron rod his son sustained injury on his head and when local people gathered accused persons fled away leaving motorcycle therein. Further injured was treated at Saharsa Sadar Hospital and later on he came to some people that the persons who attacked were namely Hemant and Amit. 4. Counsel for the petitioners has argued that earlier no bail petition either regular or anticipatory has been filed in this Court or before the Hon'ble High Court. Further it is submitted that the petitioners are having clean antecedent. Learned counsel further submitted that petitioners are innocent and have been falsely implicated in this case. Further he submitted that petitioners are	

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Contd. 23.06.2026	man of means and there is no absconding or tempering with the evidence. Petitioners are ready to furnish the sound sureties to the full satisfaction of the court. 5. Learned counsel for the state opposed the prayer for bail. 6. Perused the record. On perusal of the record, it appears that the main allegation of the accused petitioners is that they subjected assault on the person of informant's son to which injured Rahman sustained injury. Further the injury report mentioned para-39 of the case diary shows that the nature of injury sustained by injured is simple and also from para-63 of case diary it appears that accused petitioner no.-1 is having clean antecedent while petitioner no.-2 is having one criminal antecedent. 7. In view of the facts and circumstance of the case and also the nature of injury, I find it appropriate to give privilege of bail to the petitioner. Let the petitioners namely 1. Hemant Kumar and 2. Amit Kumar be released on bail in the event of their arrest or surrender in the court below within four week on their furnishing bail-bond of Rs. 10,000/- with two sureties of like amount to the satisfaction of the concerned court and also subject to the conditions as laid down under section 482(2) of BNS. (Dictated & corrected by me) Sd/- (Chandan Kumar) Additional Sessions Judge-III	
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continued.
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