

IN THE COURT OF ADDITIONAL SESSIONS JUDGE-IV, SAHARSA

A.B.A. NO. 506/2026

Saharsa Sadar P.S. case no. 417/2026

Nirmala Devi and Others

.....Petitioners

versus

The State of Bihar

Order

16.06.2026

1. Anticipatory bail application has been filed on behalf of petitioners namely **1. Nirmala Devi 2. Kanchan Devi 3. Anil Sah @ Anil Kumar 4. Sadanad Sah @ Sadanand Kumar 5. Gaurav Kumar and 6. Gulshan Kumar**, who apprehend their arrest in connection with **Saharsa Sadar P.S Case No. 417/2026** registered u/s 126(2), 117(2), 115(2), 352, 351(2), 351(3), 308(3), 74, 329(3), 329(4), 303(2), 110 and 3(5) of BNS.

2. The prosecution story in brief as per informant Yogendra Sah is that on 18.04.2026 at 08:30 AM, all the accused/petitioners lashed with Lathi, danda and Iron rod entered into his house and injured his wife and grand daughter.

3. Heard Ld. Counsel for the petitioners and Ld. APP for the state.

4. Ld. Counsel for the petitioners submits that petitioners are innocent and have falsely been implicated in this case and there is a **case and cross case between the parties** due to land dispute and there is no any criminal antecedent against the petitioners.

5. Ld. APP vehemently opposes the bail and submits that as per FIR, petitioner Anil Sah has caused injury upon the wife of the informant on below her eye and broken the hand of grand daughter of the informant.

6. Perused the record and case diary. Witness Athrav Kumar in para 8 and satyanarayan Bhagat in para 9 of case diary have stated that accused/petitioner Sadanand Sah has caused injury upon the wife of the informant

Injury of Avantika Kumari, is as follows:-

(I) Swelling over Rt. Wrist of size 1cm X 1cm.

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Injury of China Devi, is as follows:-

(I) Lacerated wound over upper lateral side of Lt. Eyebrow of size 1cm X ¼ cm X Skin deep.

7. Considering the direct allegation of the petitioners namely Anil Sah and Sadanand Sah of causing injury as per FIR and case diary, this court **is not inclined** to grant anticipatory bail to the accused/petitioners namely **Anil Sah @ Anil Kumar and Sadanad Sah @ Sadanand Kumar**, hence their prayer is hereby **rejected**.

8. However considering no specific allegation against rest of the petitioners **AND** no over act done by rest of the petitioners, the prayer for anticipatory bail of **accused/petitioners namely Nirmala Devi, Kanchan Devi, Gaurav Kumar and Gulshan Kumar is allowed** and they shall be **released on bail** in the event of their arrest or surrender **within four weeks** before the concern trial court with two sureties of Rs. 10000/- of like amount each.

9. Ld. Counsel for the accused/petitioners submits that all the 4 petitioners namely Nirmala Devi, Kanchan Devi, Gaurav Kumar and Gulshan Kumar are willing and would be loving to do some social work, therefore they **each** are asked to **plant 50 fruit bearing tress or trees like Baniyana, Neem or Pipal (encouraging the Bihar Government Scheme 'JAL JEEVAN HARYALI')** in the public place such as Temple, school etc and shall **take care** of those tress **for next six months** and file the **photographs** of planting of those trees in the court concerned and obtain a certificate from the **Mukhiya or Sarpanch or Ward Counselor** of their area after plantation of these trees **within one month** and also after completion of care for 6 months and shall file the same in the court concern.

Accordingly the bail petition is disposed off.

**Dictated
Sd/-**

Avinash Kumar I
Addl. Sessions Judge-IV

Court- District Addl. Sessions Judge-IV
Present-Sri Avinash Kumar-I
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