

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 23rd May, 2026

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

B.A. No. 315/2026 (Arising out of Saharsa P.S. Case No. 70/2026)

Mahendra Sharma & Another

..... Petitioners Vs State of Bihar

In the matter of :-

1. Mahendra Sharma S/o Late Bhagwat Sharma
2. Chandan Sharma S/o Lalo Sharma

Both resident of Village Dhamsaini, P.S. and District Saharsa.

....Petitioners

Vs

State of Bihar

.....Opposite Party

Appearance :-

For the Petitioner :- Sri Ravi Ranjan Kumar, Adv

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
	23.05.2026	This bail petition has been filed on behalf of the petitioners namely (1) Mahendra Sharma S/o Late Bhagwat Sharma and (2) Chandan Sharma S/o Lalo Sharma who are in custody since 29.04.2026 in connection with Saharsa Sadar P.S. Case No. 70/2026 registered under Sections 115(2), 126(2), 308(5), 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 in custody since 29.04.2026. It is further submitted that petitioners bear no criminal antecedent. It is further submitted that petitioner is quite innocent and has committed no offence and he has falsely been implicated in this case. It is further submitted that Sections 308(5) of BNS 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 petitioners are men of means and there is no chance of their absconding or tampering with the evidence and	

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<u>Cont/2-</u> <u>23.05.2026</u>	they are ready to furnish sound sureties to the full satisfaction of the court. Upon these grounds, the learned counsel prays to grant bail to the petitioner. 4. On the other hand, the learned P.P. has vehemently opposed the prayer of bail. 5. Rival submissions considered, Record perused. 6. The prosecution case, in short as per the written report of informant Gautam Kumar is that on 17.01.2026 at about 06:00 P.M. when he was going from the market and he is on the way then Indrajeet Sharma, Chandan Sharma, Mahendra Sharma surrounded him at Chagain Chowk, Dhamsaini and stopped his scooter and told that he has come from outside after earning money, then he said what is the matter thereafter Chandan Sharma and Indrajeet Sharma demanded Rs. 5000/- money. When he objected then Chandan Sharma snatched I Phone 15 bearing IMEI No. 354278700005329 from his pocket and Indrajeet Kumar forcibly snatched Rs. 4000/- from his pocket and a gold ring worth Rs. 25,000/- from his right hand and assaulted him also. 7. The petitioners are in custody since 29.04.2026. There are allegation of robbery of I-Phone and Rs. 4000/- and gold ring of about Rs. 25,000/- against the petitioners. The independent witnesses whose statements are in para 9, 10 and 11 has supported the allegation qua, the robbery of mobile phone. However they not have supported the allegations of taking cash and gold ring. The investigation si still going on. The robbed mobile is yet to be recovered. However robbery is one of the most serious offence of BNS. The investigation is going on.
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23.05.2026

8. Considering the facts and circumstances of the case this court is not inclined to grant bail to the petitioners at this stage. Resultantly, the prayer for regular bail of the petitioners (1) Mahendra Sharma and (2) Chandan Sharma is hereby **rejected**.

(Dictated)

Dinesh Sharma
(Dinesh Sharma)

Principal Sessions Judge,

Saharsa

23.05.2026

Date of Judgement/Order	23.05.2026
Date of Reserving Judgement/Order	23.05.2026
Uploading Date	26-05-26
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