

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 14th July 2026

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

A.B.P. No. 539/2026 (Arising out of Complaint Case No. 445(c)/2024)

Mani Kumar & 2 Others

..... Petitioners Vs State of Bihar

In the matter of :-

1. Mani Kumar S/o Deo Narayan Pd. Yadav
2. Sudiksh Kumar Bana S/o Devo Narayan Pd. Yadav
3. Deo Narayan Pd. Yadav S/o Late Munar Yadav

All resident of Village Bhelwa, P.S. Sour Bazar, District Saharsa.

....Petitioner

Vs

The State of Bihar

.....Opposite Party

Appearance :-

For the Petitioner :- Sri Raj Kumar, Advocate

For the State :- Sri Krishna Murari Prasad, Ld. P.P. assisted by

For the Complainant :- Sri Nawin Kumar, Advocate

Sl. No.	Date of proceeding	Order with the signature of the court	Office action taken with date
	14.07.2026	This anticipatory bail petition has been filed on behalf of the petitioners namely (1) Mani Kumar S/o Deo Narayan Pd. Yadav, (2) Sudiksh Kumar Bana S/o Devo Narayan Pd. Yadav and (3) Deo Narayan Pd. Yadav S/o Late Munar Yadav who are apprehending their arrest in connection with Complaint Case No. 445c/2024 registered under Sections 467, 468, 471, 417, 419, 120(B)/34 of IPC. 2. Heard the arguments of the learned counsel for the petitioners and the learned P.P. for the State assisted by learned counsel for the complainant. 3. It is submitted by the learned counsel for the accused petitioner 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 as mentioned in para 3 of the bail application whereas as per supplementary petition petitioner no. 1 bears criminal antecedent of two cases and petitioner no. 3 bears criminal antecedent of one case. It is further submitted that the petitioners have no manner of concern with the alleged incident. It is	

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<u>Cont/2-</u> <u>14.07.2026</u>	further submitted that the alleged sections are not applicable against the petitioners. It is further submitted that petitioner no. 3 is 75 years old age person and the petitioners are men of means and there is no chance of their absconding or tampering with the evidence and they are 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. 4. On the other hand, the learned P.P. for the State assisted by learned counsel for the complainant have opposed the prayer of anticipatory bail. 5. Rival submissions considered, Record perused. 6. The case of complainant in short, as per the complaint petition is that the accused No. 1 Mantu Kumar prepared a forged agreement and affidavit on 17.03.2023 through a typist under the jurisdiction of Civil Court, Saharsa upon which he took self or any other persons made forged signature of the complainant and his brother Pankaj Kumar. It is further alleged that the said agreement was identified by Advocate Sri. B.N. Choudhary of Notary Public, Sri. Amrendra Kumar Trivedi. It is further alleged that on the same affidavit made signature of purchaser Mani Kumar thereafter he tried to take possession on the khatiyani land of the complainant. Thereafter the complainant filed a petition before Officer-in-Charge on which he started inquiry. It is further submitted that accused Mani Kumar prepared Affidavit No. 2121 dated 17.03.2023 in which the description of land has been mentioned as Mauza Jiwacchpur, Rajaswa Thana No. 99, P.S. and District Saharsa under jamabandi No. 106, old khesra 235, new khesra 309, old khesra No. 194 and new khesra No. 266 total area 12 Katha of land was acquired by complainant in the name of his father Shivnandan Sah and after the death of his father the said land was in peaceful possession of his brother and	
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<u>Cont/3-</u> <u>14.07.2026</u>	and him and they never talked about purchase or sale of the said land and they do not made any agreement or affidavit. In the said forged affidavit the land in question will be sold at the rate of Rs. 60,000/- per katha and it has also been written that 2 Lakhs will be taken from Mani Kumar. The complainant has given application in the Janta Darbar on which the S.H.O. Saur Bazar was directed to investigate the matter and he started investigation. Thereafter the complainant given written application to the Superintendent of Police and the D.I.G. Koshi Range Saharsa. The complainant has tried to lodge FIR against the accused persons but in vein. Hence the complainant case. 7. The case is based on complaint. The learned trial court has taken cognizance for the alleged commission of offence under Sections 467, 468, 471, 417, 419, 120(B)/34 of IPC. At the first instance the learned trial court has ordered to issue summons to the petitioners and now bailable warrants have been issued against the petitioners. The purpose of bail is not punitive. The purpose of bail is to ensure the presence of the petitioners to face trial. The case is based on documentary evidence. There is no question of custodial interrogation of the petitioners as the case is instituted on complaint. 8. Considering the totality of the facts and circumstances, the prayer for anticipatory bail of petitioners namely (1) Mani Kumar, (2) Sudiksh Kumar Bana and (3) Deo Narayan Pd. Yadav 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. Further condition is that	
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14.07.2026

the petitioners shall appear personally before the learned trial court till charges are framed and thereafter shall remain duly represented on each and every date of hearing and shall appear in person as and when directed to do so by the learned trial court.

9. With the above observation the petition stands disposed of.

(Dictated)

Sd/-

(Dinesh Sharma)

Principal Sessions Judge

14.07.2026

Date of Judgement/Order	14.07.2026
Date of Reserving Judgement/Order	14.07.2026
Uploading Date	18.07.2026
Uploaded by	Sachin Kumar