

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA
Dated, Saharsa, the 06th June 2026
Present:- Dinesh Sharma, Principal District & Session Judge, Saharsa
B.A. No. 331/2026 (Arising out of Nauhatta P.S. Case No. 82/2026)
Nitish Kumar **Petitioner Vs State of Bihar**

In the matter of :-

Nitish Kumar S/o Rajkamal Mukhiya
Resident of Village Shahpur, Ward No. 7/6, P.S. Nauhatta, District Saharsa.
.....**Petitioner**

Vs

State of Bihar**Opposite Party**

Appearance :-

For the Petitioners :- Sri Binod Kumar Jha, 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
	06.06.2026	This bail petition has been filed on behalf of the petitioner namely Nitish Kumar S/o Rajkamal Mukhiya who is in custody since 09.04.2026 in connection with Nauhatta P.S. Case No. 82/2026 registered under Sections 25(1-B)a, 26, 35 of the Arms Act. 2. Heard the arguments of the learned counsel for the petitioner and the learned P.P. for the State. 3. It is submitted by the learned counsel for the accused petitioner that petitioner is in custody since 09.04.2026. It is further submitted that petitioner bears 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 the alleged sections are not applicable against the petitioner and he has no manner of concern with the alleged incident. It is further submitted that nothing has been recovered from the possession of the petitioner. It is further submitted that petitioner is a man of means and there is no chance of his absconding	

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 06th June 2026

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

B.A. No. 331/2026 (Arising out of Nauhatta P.S. Case No. 82/2026)

Nitish Kumar

..... Petitioner Vs State of Bihar

<u>Cont/2-</u> <u>06.06.2026</u>	or tampering with the evidence and he is 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 typed report of informant PSI Raushan Kumar is that 09.04.2026 at about 06:30 he alongwith his police team at Chandayan Chowk then a video of Nitish Kumar was received by him in which he has fired a shot after brandishing. Thereafter for inquiry and necessary action he proceeded alongwith police team and when reached at his house and opened his house then Nitish Kumar alongwith his friend talked with each other which was apprehended by the police team. During search nothing has been recovered from the possession of Nitish Kumar. During search of Sanjeev Kumar two live cartridges has been recovered from his possession. And after search of the house of Nitish Kumar a countrymade pistol has been recovered from his bed and on load the same was found empty and three android mobile phones were also recovered. On query about the recovered articles they do not replied satisfactorily. Thereafter the apprehended accused alongwith seized articles brought to Police Station. 7. The petitioner in custody since 09.04.2026 having clean past antecedent as mentioned in para 28 of the case diary. As per the case of prosecution one countrymade pistol was recovered from the bed of the petitioner and 3 android mobile were also recovered. The co-accused from whom cartridge were recovered	
-------------------------------------	---	--

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 06th June 2026

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

B.A. No. 331/2026 (Arising out of Nauhatta P.S. Case No. 82/2026)

Nitish Kumar

..... Petitioner Vs State of Bihar

Cont/3-
06.06.2026

has already been bail by this court in R.B.A. No. 309/2026 vide order dated 23.05.2026. .

8. Considering the totality of the facts and circumstances a case to grant bail to the petitioner accused namely Nitish Kumar is made out. Resultantly the prayer for bail is **allowed**. The petitioner be released on bail subject to his furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties in the like amount to the satisfaction of the learned Magistrate where the case is presently pending further subject to the conditions as laid down under Section 480(3) of the BNSS.

(Dictated)

Sd/-

(Dinesh Sharma)

Principal Sessions Judge,

Saharsa

06.06.2026

Date of Judgement/Order	06.06.2026
Date of Reserving Judgement/Order	06.06.2026
Uploading Date	08.06.2026
Uploaded by	Sachin Kumar