

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. 340/2026 & B.A. No. 367/2026

(Arising out of Kashnagar P.S. Case No. 31/2026)

Guddu Kumar @ Satyam Kumar & Another Petitioners Vs State of Bihar

R.B.A. No. 340/2026

In the matter of :-

Guddu Kumar S/o Sanjay Yadav

Resident of Village Fatehpur, P.S. Kashnagar, District Saharsa.

....Petitioner

Vs

State of Bihar

.....Opposite Party

&

R.B.A. No. 367/2026

In the matter of :-

Agarjeet Kumar S/o Late Domi Yadav

Resident of Village Fatehpur, P.S. Sonbarsa, District Saharsa.

....Petitioner

Vs

State of Bihar

.....Opposite Party

Appearance :-

For the Petitioner :- Sri Ramesh Prasad Yadav, Adv

Sri Prakash Kumar Roy, 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
	06.06.2026	Both the regular bail applications have arisen out of Kashnagar P. S. Case No. 31/2026, therefore these regular bail applications have taken up together for hearing and are being disposed of by this common order. 2. The bail petitions have been filed on behalf of the petitioners namely (1) Guddu Kumar @ Satyam Kumar S/o Sanjay Yadav and (2) Agarjeet Kumar S/o Late Domi Yadav who are in custody since 21.04.2026 and	

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<u>Cont/2-</u> <u>06.06.2026</u>	10.04.2026 respectively in connection with Kashnagar P.S. Case No. 31/2026 registered under Sections 308(5), 308(4) of BNS, 2023. 2. Heard the arguments of the learned counsels for the petitioners and the learned P.P. for the State. 3. It is submitted by the learned counsels for the accused petitioners that petitioners are in custody since 21.04.2026 and 10.04.2026. It is further common submission that that the petitioners bears no criminal antecedent. Further common submission is that the petitioners have falsely been implicated in this case due to dirty village party politics. Further common submission is that the petitioners have no manner of concern with the alleged incident. It is further submitted that 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 court. Upon these grounds, the learned counsel prays to grant bail to the petitioners. 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 Ravi Kumar is that on 09.04.2026 at about 14:00 O'clock he was standing at the door of his house after parking his motor-cycle then the accused persons namely Guddu Kumar, Agarjeet Kumar and Rajnish Kumar on black colour pulsar motor-cycle bearing Regd No. BR19X4599 came near	
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Cont/3- 06.06.2026	his motor-cycle and demanded ransom of Rs. 50,000/- and threatened to face dire consequence and snatched Realme 14X5g Mobile bearing IMEI No. 862238079971555, IMEI No. 86223879971548 with Jio No. 7053801185 and also snatched cash of Rs. 5000/- from the cover of mobile. The accused persons also threatened if he lodge the police case then he will be killed by them. 7. As per the allegation the petitioners tried to extort Rs. 50,000/- from the informant and robbed the Real Me 14X5g Mobile bearing IMEI No.862238079971555, IMEI No. 86223879971548 of the informant. The allegation of robbery of mobile are corroborated from the fact that the said mobile was recovered at the instance of petitioner Agarjeet Kumar. Both petitioners have come together and left the place of occurrence together which shows that there was common intention. The investigation is still going on. 8. The Hon'ble Supreme Court in the case of Yashpal Singh Vs the State of Uttar Pradesh in Criminal Appeal No. 812/2023 decided on 28.03.2023 reported in (2023) 16 SCC 759: (2023) SCC Online 347 has held that <i>"Individual over acts can not be considered when the accused persons are part of unlawful assembly.</i> 9. In the humble understanding of this court the above proposition of law shall apply with equal force if the accused person shares common intention." 10. Considering the facts and circumstances of the case this court is not inclined to grant bail	
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06.06.2026

to the petitioners atleast before filing of charge-sheet. Resultantly, the prayer for both the regular bail petition of petitioners (1) Guddu Kumar @ Satyam Kumar and (2) Agarjeet Kumar is hereby **rejected**. However the petitioners are given liberty to apply afresh after filing of charge-sheet.

(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	11.06.2026
Uploaded by	Sachin Kumar