

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 05th June, 2026

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

A.B.P. No. 547/2026 (Arising out of Saharsa Sadar P.S. Case No. 132/2024)

Shiv Kumar Sada @ Siya Sharan Sada

... Petitioner Vs State of Bihar

In the matter of :-

Shiv Kumar Sada @ Siya Sharan Sada S/o Parmeshwar Sada

Resident of Village Sulindabad, P.S. Saharsa Sadar and District Saharsa.

....Petitioner

Vs

State of Bihar

.....Opposite Party

Appearance :-

For the Petitioner :- Sri Sanjeev Kumar, 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
	05.06.2026	This anticipatory bail petition has been filed on behalf of the petitioner namely Shiv Kumar Sada @ Siya Sharan Sada S/o Parmeshwar Sada who is apprehending his arrest in connection with Saharsa Sadar P.S. Case No. 132/2025 registered under Sections 147, 148, 149, 341, 386, 504, 506 of IPC. 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 innocent and has falsely been implicated in this case. It is further submitted that the petitioner bears no criminal antecedent. It is further submitted that the alleged sections are not applicable against the petitioner and the petitioner has no manner of concern with the alleged incident. It is further submitted that petitioner is a man of means and he is also 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 petitioner.	

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<u>Cont/2</u> <u>05.06.2026</u>	4. On the other hand, the learned P.P. has vehemently opposed the prayer of anticipatory bail. 5. Rival submissions considered, Record perused. 6. The prosecution case as emerges from the written report of informant Nigam Kumar is that his great grandfathers Gudar Thakur, Thathri Thakur and Thitthar Thakur S/o Parsadi Thakur were former landowners of Mauja Sulindabad. Their names were listed in the landowner column of Khewat No. 65/06 and the said land was cultivated land. After their death Krit Narayan Thakur and Chitnarayan Thakur became landowners as their heirs in this capacity and their names were recorded as landowners in Khewat No. 65/06 of the aforementioned Tauji. In the same capacity, they filed the remaining reclamation returns and after the abolition of the landownership the vesting returns in their joint names. During the recent survey, the old khata No. 1287 old Khesra No. 1494 was surveyed jointly in the names of Kritnarayan Thakur and Chitnarayan Thakur and a new khata No. 1287, new Khesra No. 2400, area 92 decimals were created and later Chit Narayan Thakur and Krit Narayan Thakur by mutual consent divided their land into half and separate jamabadi was registered in their names. Jamabandi No. 28 was established in the name of his grandfather Chit Narayan Thakur which remains force in this day. After Krit Narayan Thakur death his heirs sold his share of land to various peoples through various sale deed documents giving possession to all the buyers who are still occupying the land. The land belonging to his grandfather Chitnarayan Thakur remains intact and they have	
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<u>Cont/3</u> <u>05.06.2026</u>	been peacefully occupying it on which a centuries old mango trees still stands. He and his family have been paying the land revenue up to date. Shiv Kumar Sada @ Siyasharan Sada who call himself the leader of mahadalits had been demanding Rs. 5 Lakhs from him as extortion money and threatened that if he did not pay the said extortion money he would forcibly get houses constructed on the land by the peoples of Mahadalit community and take over the land they he will not fulfill the said demand. Due to this enmity in the night on 31.1.2024 Shivkumar Sada @ Siyasharan Sada, Chutahru Sada, Fulo Sada, Shanti Devi, Baddo Devi, Mohbatiya Devi, Birendra Sada, Surendra Sada, Sanjay Chaudhary, Gulbiya Devi, Santosh Chaudhary @ Sugma Bala, Neelam Devi, Geeta Devi, Shanti Devi, Manju Devi, Sikandar Sada, Bechni Devi, Parmeshwar Sada, Kundan Sada, Sunil Sada, Punam Devi, Ashok Thakur, Nandlal Pal, Sonmati Devi, Pramod Sada, Sukho Sada, Umesh Sada, Sulekha Devi, Sunita Devi, Golu Sada, Kailash Sada, Kallish Sada, Binod Sada, Chotu Sada, Kamleshwari Sada, Vishal Thakur, Jitu Thakur, Maharaj Sada and 50 unknown pesons armed with lathi danda started constructing hut on his land with bamboo poles. When he alongwith some villagers objected then the accused persons assaulted with filthy words and Shivkumar pointed pistol on his temple and demanded gold chain worth Rs. 90,000/- from him and due to fear he handed over the gold chain to him. Shivkumar Sada also demanded ransom of Rs. 5 Lakhs from him and stated that he spent Rs. 1 Lakh procuring bamboo poles and built hut there. Again demanded Rs. 10 Lakhs as ransom otherwise fight the case for the rest of your life	
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and also threatened to falsely implicate him in false case.

7. The petitioner is named accused in FIR. There is allegation against the petitioner of forcibly taking the gold chain of the informant worth Rs. 90,000/- at gun point. The allegations are supported by the witnesses whose statements are recorded at para 8, 9 and 10 of the case diary. The allegations are serious in nature. The gold chain is yet to be recovered.

8. In the facts and circumstances, the custodial interrogation of the petitioner is required.

9. In view of the facts and circumstances, no case is made out to grant anticipatory bail to the petitioner. Resultantly the instant anticipatory bail application the petitioner namely Shiv Kumar Sada @ Siya Sharan Sada is hereby **rejected**.

(Dictated)

Sd./

(Dinesh Sharma)

Principal Sessions Judge,

Saharsa

05.06.2026

Date of Judgement/Order	05.06.2026
Date of Reserving Judgement/Order	05.06.2026
Uploading Date	11.06.2026
Uploaded by	Sachin Kumar