

IN THE COURT OF DISTRICT & ADDITIONAL SESSIONS JUDGE-IV,

SAHARSA

A.B.A. NO. 818/2026

Saharsa Sadar P.S. case no. 167/2026

Satyendra Kumar

.....Petitioner

versus

The State of Bihar

Order

13.08.2026

1. Anticipatory bail application has been filed on behalf of petitioner namely **1. Satyendra Kumar**, who apprehends her arrest in connection with **Saharsa Sadar P.S Case No. 167/2026** registered under sections 316(2), 316(5), 318(4), 61(2), 3(5) of BNS.

2. The prosecution story in brief is that Municipal Corporation, Saharsa forwarded the complaint of Rahul Kumar Paswan to the Saharsa Sadar Police Station for lodging of an FIR stating therein that said Rahul Kumar Paswan has made a complaint against Rajeev Kumar, who is private secretary of mayor of Saharsa, alleging that said Rajeev Kumar has constituted a company **Nari Shakti Infotech and Development Service Private Limited** in the name of his wife, which entered into consortium with other company and embezzled crores of Government money.

On the basis of the complaint of said Rahul Kumar Paswan and his allegation therein, a three member committee was constituted, which submitted its report and on the basis of the said report the present FIR got lodged.

3. Heard Ld. Counsel for the petitioner and Ld. APP for the state.

4. Ld. Counsel for the petitioner submits that the petitioner is the Director of Aims of People, which is indulged in cleaning the drainage, waste management by collecting waste material door to door and cleaning the roads.

5. Ld. Counsel for the petitioner further submits that no payment has been made to the company of the petitioner directly by the Saharsa

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Municipal Corporation and the company of the petitioner normally works in-consortium with other company like Nari Shakti Infotech and Development Service Private Limited and Urban Environment Solution Private Limited and therefore embezzlement of funds by the petitioner or his company is false and fabricated.

6. Ld. Counsel for the petitioner further submits that the basis of the present FIR is the report of 3 member committee, which itself has been dissolved and scrapped by the D.M. Saharsa, vide its letter no. 1440 dated 03.07.2025 and a 4 member committee was constituted for further inquiry in the allegations of said Rahul Kumar Paswan and therefore the present FIR has no legality.

7. Ld. Counsel for the petitioner further submits that letter no. 2877 dated 13.11.2025, **the Municipal Commissioner has sent a report to the Additional Collector stating that non of the allegation made by Rahul Kumar Paswan was found true.**

8. Ld. APP submits that he has gone through the bulky case diary, but in entire case diary **nothing has come against the petitioner and his company.** In the case diary, no where it has been mentioned that any amount was paid to the petitioner or his company directly by the Saharsa municipal Corporation. Ld. APP further submits that as per para 143 of case diary, wherein it has come that Nari Shakti Infotech and Development Service Private Limited was awarded tender wrongly and in-connivance with the then Municipal Commissioner Sri. Anubhuti Srivastav, who appears to be guilty.

9. This court, taking into consideration the rival submission of Ld. Counsel for the petitioner and Ld. APP, and considering that no payment has been made ever to the petitioner or his company as per submission of

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Ld. APP **AND** further that the report of 3 member committee, which is the basis of present FIR has been scrapped and dissolved by the District Magistrate, Saharsa, the prayer for anticipatory bail of accused/petitioner Satyendra Kumar is **allowed** and he shall be **released on bail** in the event of his arrest **or** surrender **within four weeks** before the concern trial court with two sureties of Rs. 10000/- of like amount, subject to the condition that petitioner shall **submit/surrender his passport** with IO, and shall not leave the country without permission of this court and at the same time **he will cooperate in investigation and will report to the I.O. every week** and inform the IO about his whereabouts and whenever he goes outside the Saharsa, she will inform the I.O. or investigating agency and shall appear before IO as and when called by IO of this case and shall not temper with any evidence or hamper the investigation.

10. It is also being made clear here in that since the investigation is stilling going on and if the investigating agency obtains or collects cleanching evidence against the petitioner regarding his involvement in the alleged embezzlement of fund, then IO or prosecution shall have liberty to apply for cancellation of bail of the petitioner.

11. Ld. Counsel for the petitioner further submits that accused/petitioner does and doing many social work and he is willing and would be loving to do some social work or community service for Saharsa Bar Association and Ld. Counsel for the petitioner being the member of Saharsa Bar Association, offers to do **flooring work** in all the Bar Association Buildings and therefore as per his willingness, he is asked to do the needful **within 3 months** of this order and after completion, he will file the compliance report to the court concern.

12. Since, several member of bar is present in the court, who suggest that a 3 member committee may be constituted for this purpose and

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suggest the name of Sri. Amarnath Jha, Sri. Prabhat Kumar Singh and Sri. Anup Kumar Singh and therefore all these 3, will be the member of committee under the chairmanship of Sri. Amarnath Jha, who is the senior most among all these three.

Let the copy of this order be sent to Saharsa Bar Association for needful.

Accordingly the present bail petition is disposed of.

Dictated

Sd/-

Avinash Kumar I

Dist. & Addl. Sessions Judge-IV
Saharsa