

In the court of Mahesh Kumar, District & Additional Sessions Judge-1st, Sheohar

A.B.P. Case No. 63/2026

Purnahiya P.S. Case No. 22/2026

Awanish Kumar & others Vs. State of Bihar

ORDER

24.04.2026

The anticipatory bail petition dated 16.02.2026 has been filed on behalf of the petitioners namely **1. Awanish Kumar, 2. Santosh Kumar, 3. Rajkishor Sahni, 4. Nandkishor Sahni, 5. Awadhkishor Kumar and 6. Pintu Kumar**, in connection with Purnahiya P.S. Case No. 22/2026 registered for the offence u/s 126(2), 115(2), 76, 303(2), 329(3), 352, 351(3) & 3(5) of B.N.S. the same has been put today for the order.

The prosecution story in brief is that on 04.02.2026 at 01:00 PM the informant Somariya Devi gave an application and stated that she was getting soil filled at her under-construction house. Awadh Kishore Kumar, Nand Kishore Sahni, Raj Kishore Sahni, Santosh Kumar, Pintu Kumar, and Awanish Kumar came together and stopped her, abused her, and started assaulting her during the incident they tore her clothes and snatched her ear ornaments, and when her husband and her son Ram Balak Kumar Sahni came to rescue her, they were also beaten with sticks, bricks, and iron rods, and her son who had just come from the shop was assaulted and ₹20,000 was snatched from his pocket. Awadh Kishore Kumar struck her with an iron rod causing injury to her head, and when her elder son Omprakash Sahni rushed to help, he too was beaten and injured, and all the accused persons have been repeatedly threatening to kill her family. Accordingly, the F.I.R. has been instituted

The Learned counsel for the petitioners submitted that the petitioners are innocent and they have committed no offence whatsoever as alleged. The prosecution case as alleged is false,

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frivolous, baseless and concocted. The petitioner No. 3 Rajkishor Sahni, petitioner No. 4. Nandkishor Sahni and Petitioner No. 5 Awadhesh Kumar have one criminal antecedent & Petitioner No. 1, 2, and 6 have no criminal antecedent. The petitioners are respectable persons of the locality and sound sureties are ready to stand their bailors. It is, therefore, prayed that the petitioners should be allowed anticipatory bail.

The Ld. Special P.P. opposed the anticipatory bail application and stated that the petitioners are not innocent and they have committed the offence U/s 126(2), 115(2), 76, 303(2), 329(3), 352, 351(3) & 3(5) of B.N.S. Therefore, the anticipatory bail application of the petitioners / accused persons should be rejected.

Heard both the parties and perused the record.

After perusal of the F.I.R it is clear that the case has been instituted U/s 126(2), 115(2), 76, 303(2), 329(3), 352, 351(3) & 3(5) of B.N.S. From perusal of case record, it appears that the The petitioner No. 3 Rajkishor Sahni, petitioner No. 4 Nandkishor Sahni and Petitioner No. 5 Awadhesh Kumar have one criminal antecedent & Petitioner No. 1, 2, and 6 have no criminal antecedent. After lapse of long time no injury report has been submitted by Ld. P.P. and section 76 and 303 is super addition. There is land dispute between the informant and the petitioners / accused persons.

Thus, considering the aforesaid facts and circumstances of the case this Court is inclined to admit the petitioners to anticipatory bail. It is therefore ordered that in the event of arrest or surrender before the trial court within four weeks from the date of this order the

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accused persons / petitioners namely, **1. Awanish Kumar, 2. Santosh Kumar, 3. Rajkishor Sahni, 4. Nandkishor Sahni, 5. Awadhkishor Kumar and 6. Pintu Kumar**, are directed to be released on bail after furnishing bail bond of Rs. 10,000 (Ten Thousands) with two sureties with condition that they will comply the conditions mentioned under section 482(2) of B.N.S.S.

(Dictated)

Mahesh Kumar

District & Additional Sessions Judge-1st,
Sheohar
24.04.2026