

In the court of Mahesh Kumar, District & Additional Sessions Judge-1st, Sheohar
B.P. Case No. 34/2026
Fatehpur, P.S. Case No. 21/2026
Amnish Kumar @ Amnish Giri Vs. State of Bihar

ORDER

20.04.2026

The bail petition dated 11.03.2026 has been filed on behalf of the petitioner namely **Amnish Kumar @ Amnish Giri**, who is in judicial custody since 19.02.2026, in connection with Fatehpur, P.S. Case No. 21/2026 registered for the offence u/s 303(2), 334(1) of BNS, and the same has been put today for the order.

The prosecution case in brief is that, the informant has given the statement before police that he conducts business of E-risksaw, E-risksaw's Parts and Battery. In the night of 26.01.2026 approximately 35 batteries were stolen from his two shops after cutting the locks of shutter. Hence the case.

The Learned counsel for the petitioner submitted that petitioner is innocent and he has committed no offence whatsoever as alleged. It is further submitted that the prosecution case as alleged is false, frivolous, baseless and concocted. The petitioner has no criminal antecedent. The accused / petitioner has not been arrested from the spot. The accused / petitioner has been made accused in this case only on the basis of confessional statement of accused Rakesh mahto. The petitioner is respectable person of the locality and sound sureties are ready to stand his bailors. It is, therefore, prayed that the petitioner should be allowed bail.

The Ld. Special P.P. opposed the anticipatory bail application and stated that the he has committed the offences U/s 303(2), 334(1) of BNS. Therefore, the bail application of the petitioner / accused person should be rejected.

Heard both the parties and perused the record.

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After perusal of the F.I.R it is clear that the case has been instituted U/s 303(2), 334(1) of BNS. From perusal of case record, it appears that the accused / petitioner has not been arrested from the spot. The specification of batteries given in the FIR is itself incomplete and it appears that the informant is hiding something from being revealed. The accused / petitioner has been made accused in this case only on the basis of confessional statement of accused Rakesh mahto. The petitioner has no criminal antecedent and he is in judicial custody since 19.02.2026.

Thus, considering the facts and circumstances of the case the accused / petitioner **Amnish Kumar @ Amnish Giri** is ordered to be released on bail after furnishing bail bonds of Rs. 10,000 (Ten Thousands) with two sureties.

(Dictated)

Mahesh Kumar,

District & Additional Sessions Judge-1st,
Sheohar
20.04.2026