

In the court of Ist Addl. Sessions Judge, Sheikhpura.  
Presiding Officer: Sri Neeraj Kishore  
Anticipatory Bail Petition No. 125/2026  
**Puran Kumar and others Vs. State of Bihar**

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In the court of Ist Addl. Sessions Judge, Sheikhpura.  
Presiding Officer: Sri Neeraj Kishore  
Anticipatory Bail Petition No. 125/2026  
**Puran Kumar and others Vs. State of Bihar**

**Arising out of Shekhopur Sarai P.S Case No. 13/2026**  
**U/s – 126(2), 115(2), 118(1), 352, 303(2), 3(5) of B.N.S.**

1. **Puran Kumar aged about 29 years**  
S/o Karu Mistry
2. **Sanjay Mistry aged about 42 years**  
S/o Late Baleshwar Mistry
3. **Dhramveer Mistry aged about 42 years**  
S/o Karu Mistry
4. **Karu Mistry aged about 65 years**  
S/o Late Raghu Mistry
5. **Nawal Mistry aged about 50 years**  
S/o Late Baleshwar Mistry  
All R/o Vill. – Shekhopur Sarai  
P.S – Shekhopur Sarai  
Dist.- Sheikhpura
6. **Prince Kumar aged about 22 years**  
S/o Anuj Mistry  
R/o Vill. –Nersinghauri  
P.S – Birupur  
Dist.- Lakhirsarai

..... Petitioners

**Vs.**

**State of Bihar**

..... O.P

Counsel for the petitioners ----- Sri Ramchandra Prasad Singh, Ld. Advocate  
Counsel for the State -----Sri. Shambhu Sharan Singh, Ld. Addl. P.P

**ORDER**

**09.04.2026** Anticipatory Bail petition dated 24.02.2026, filed on behalf of the accused/  
petitioners 1. Puran Kumar , 2. Sanjay Mistry, 3. Dhramveer Mistry, 4. Karu Mistry,

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Shekhopur Sarai P.S. Case No. 13/2026 Dated- 10.04.2026 Addl. S.J.Ist,Sheikhpura

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5. Nawal Mistry and 6. Prince Kumar who apprehend their arrest in connection with Shekhopur Sarai P.S. Case No. 13/2026, under Sections – 126(2), 115(2), 118(1), 352, 303(2), 3(5) of B.N.S pressed today.

Pressing the bail petition, learned counsel for the petitioners has submitted that no bail petition either regular or anticipatory has been filed or is pending on behalf of the petitioners either before this Sessions Division or before the Hon'ble High Court and the petitioners have no criminal antecedent. It has been further submitted that the petitioners are quite innocent and have committed no offence and have been falsely implicated in this case. It has been submitted that entire prosecution story is false and fabricated. It has been submitted that children quarrelled among themselves while playing in which the parents of the children also got involved. It has been submitted that the allegations u/s 118(1) and 303(2) of BNS are not made out against the petitioners and other allegations are bailable in nature. Learned counsel has sought to enlarge the petitioners on the privilege of anticipatory bail.

On the other hand, learned Addl. P.P. has opposed the petition for bail.

L.C.R. has been received which also contains the case diary.

I have heard the submissions and gone through the materials available on the record, it transpires that no other bail petition of any nature is pending on behalf of the petitioners, either before this Sessions Division or before the Hon'ble High Court and petitioners have no criminal antecedent as revealed from Para 76 of the case diary. It transpires that the instant FIR has been instituted at the instance of informant Lalita Devi alleging therein that her husband works as a kawari and her shop is situated behind her house. It is alleged that on 07.01.2026 at night accused Sanjay Mistry and Nawal Mistry came at her shop and committed theft of bronze metal weighing 12 kg, brass weighing 18 kg and aluminium weighing 30 kg and were fleeing and when the informant and her husband made hulla, some people gathered, however, one Karu Mistry who is the cousin of Sanjay and Nawal asked the informant to remain silent and he would have get their goods delivered tomorrow on which the informant and her husband did not make hulla, however, the goods were not delivered to them. It is alleged that on 10.01.2026 at about 07:00 PM when she went to the house of the accused to ask for her goods, accused Karu Mistry, Dharmveer Mistry, Puran Mistry, Nawal Mistry, Sanjay Mistry and Prince Kumar assaulted her and her husband by

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lathi danda and also abused them. It is alleged that when informant's nephew Sandip Kumar came to save them, he was also assaulted. The informant, her husband and her nephew were brought to P.H.C., Shekhopur Sarai for treatment.

Perusal of the case diary shows that the informant has supported her case in her restatement at Para 2 and the witnesses at Para 6,7,8 and 9 have also supported the prosecution case. The independent witness at Para 77 has also supported the prosecution case. The injury report of the informant Lalita Devi was found simple in nature and the injury report of injured Sohan Yadav shows abrasion over left cheek and pain in back and head and injury report of injured Sandip Kumar shows abrasion over middle finger of right hand. All the injuries were found simple in nature. Perusal of Para 72 and 73 shows that the accused were served with the notice u/s 35(3) of BNSS and the accused were released on bond. It appears that the petitioners have cooperated in the investigation and police did not find any material to arrest the petitioners. It further transpires that investigation is complete and charge-sheet has been submitted against the petitioners. The FIR has been instituted under Sections – 126(2), 115(2), 118(1), 352, 303(2), 3(5) of B.N.S and the maximum punishment prescribed for the alleged offences are less than seven years and the case at hand is fully covered by the judgment of the Hon'ble Supreme Court titled as Arnesh Kumar Vs State of Bihar, (2022)10SCC51 titled as Satyendra Kumar Antil Vs CBI and (2023) live law(SC)583 titled as Asfak Alam Vs State of Jharkhand. Since the charge-sheet has been submitted, the custodial detention of the petitioners are not required and there is no reason to curb the liberty of the petitioners.

Under these circumstances considering the nature of offence and its gravity as well as the fact that charge-sheet has already been submitted, I deem it fit and proper to enlarge the petitioners 1. Puran Kumar , 2. Sanjay Mistry, 3. Dhramveer Mistry, 4. Karu Mistry, 5. Nawal Mistry and 6. Prince Kumar on the privilege of anticipatory bail in the event of their arrest or surrender before the Id. Trial Court within four weeks from the date of passing of this order on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount subject to the satisfaction of the Id. Trial Court.

The instant anticipatory bail petition dated 24.02.2026 stands **allowed**.

Let a copy of this order be transmitted to the Id. Trial Court forthwith.

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Dictated

(Neeraj Kishore)  
Addl. Sessions Judge- 1st  
Sheikhpura

Date of Judgment /Order	10.04.2026
Date of Reserving Judgment/Order	10.04.2026
Uploading date	13.04.2026
Uploaded by	Md. Reyazul Haque