

**In the Court of the District & Addl. Sessions Judge I, Sitamarhi.
Bail Petition No. 252/2026**

Nitish Kumar..... Petitioner.

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ORDER

02.04.2026.

1 Heard the learned counsel, for the petitioner, **Nitish Kumar**, who is in custody since, 16.11.2025, in connection with Bathnaha P.S. Case No. 541/2025, registered Under Section 309(4) of the BNS. Also heard the learned Addl. P.P. for the State and perused the record and the case-diary.

2. Prosecution Story:- It is stated that Mohd. Alisaid Ansari, son of Abdul Jabbar Ansari, resident of village Kamaldah, Ward No. 03, Police Station Bathnaha, District Sitamarhi, on 15/11/2025 at about 12:10 PM, along with his friend Mohd. Rehan Khan, son of Mohd. Naushad Khan of the same village, was returning on his Honda Shine motorcycle bearing Registration No. BR01FT-9827 from the house of Mohd. Rehan Khan. At about 12:20 PM, when they reached the road in front of Tinku ji's grocery shop in village Kamaldah, they parked the motorcycle on the roadside and went to urinate in the nearby fallow land. Shortly thereafter, when they returned, they noticed an unknown person standing near the motorcycle while the key was still on. When Mohd. Alisaid Ansari attempted to turn off the motorcycle, the unknown person, who was holding an iron rod, suddenly attacked him and forcibly took control of the motorcycle. The accused then drove the motorcycle towards Kamaldah Math and fled from the spot. Upon raising alarm, nearby villagers gathered and searched for the accused, but he could not be traced. The accused person was unknown to them, of ordinary appearance, wearing a shirt and pants, and had covered his face. Therefore, it is requested that appropriate legal action be taken against the unknown accused person.

3. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the present case. It is further submitted that there is no criminal antecedent against the applicant and the applicant has remained in custody since 16.11.2025. It is also submitted that the applicant is suffering from mental illness and is under treatment of Psychiatrist Dr. B.M. Pandey, Sitamarhi and relevant medical papers have been brought on record. It is further submitted that the applicant belongs to a poor family and there is no likelihood of absconding or tampering with the prosecution evidence.

4. Considering the facts and circumstances of the case, the period of custody of the applicant, absence of criminal antecedent, medical condition of the

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applicant and the fact that charge has already been framed in the present case, this Court is inclined to allow the prayer for bail of the applicant.

5. Accordingly, the applicant, namely **Nitish Kumar**, is directed to be released on bail **after framing of charge** on furnishing bail bonds of Rs. 15,000/- (Fifteen Thousand) with two sureties of the like amount each to the satisfaction of the learned court concerned, subject to the following conditions, subject to the conditions as laid down u/s 480(3) of the B.N.S.S.

(Dictated & corrected)

(Rajiv Kumar),

District & Addl. Sessions Judge 1,

Sitamarhi.

Dated:- 02.04.2026.

District & Addl. Sessions Judge I, Sitamarhi.