

**IN THE COURT OF DISTRICT & ADDITIONAL SESSIONS JUDGE-III,
VAISHALI AT HAJIPUR**

A.B.P. NO. 698 of 2025

Arising out of Mahua P.S. Case No. 113/2024

U/ss – 420, 506, 379, 34, 354(B), 120(B) I.P.C.

=====

Mahesh Singh & Another

.....

Petitioners

Versus

The State of Bihar

.....

Opposite Party

=====

Appearance :

For the petitioners

: Sri Gyanendra Kumar, Ld. Adv.

For the State

: Sri Khalid Lateef, Ld A.P.P.

01.09.2025

ORDER

1. Heard. The Ld. Counsel for the petitioner has submitted that since the case diary is not available and similarly situated co-accused have been granted bail in A.B.P. No. 2698/2024, therefore, the earlier order of no coercive step may be extended till next date on 16-09-2025.

2. The Ld. A.P.P. has submitted that he could not obtain the case diary and therefore, one more opportunity may be granted.

3. Heard. From the perusal of record, it appears that earlier vide order dated 30-04-2025 the prosecution has been directed to produce the case diary and order was passed regarding no coercive step against the petitioners.

4. Let, a copy of this order be communicated to the **S.P. Vaishali and S.H.O. Mahua**, through the concerned Court Nayab is hereby directed to submit the upto date case diary on next date i.e. 16-09-2025. In the meanwhile, no coercive step shall be taken against the petitioners till next date as they are old persons and female. **The S.H.O., Mahua is hereby directed to furnish a show cause as why he has not complied the earlier order of this Court.** It is relevant to mention that Hon'ble Supreme Court of India in **Satyendra Kumar Antil Vs. C.B.I.** (2022), 10 S.C.C. 51 ; 2022 OnLine SC 825 has fixed a time period for disposal of anticipatory bail application and due to the laxity

Contd. page2
01-09-2025

of the concerned police officials, the bail application could not be disposed of in timely manner. The S.H.O., Mahua is, therefore, directed to produce the upto date case diary before the Court on next date and he shall also appear personally/adequately represented to explain the circumstances as why the earlier order has not been complied. Any failure in this regard will be taken very seriously.

Let the hearing of this A.B.P. be put up on 16-09-2025.

Dictated

Gaurav Kamal
District & Addl. Sessions Judge-III
Vaishali at Hajipur.
01-09-2025