

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30037 of 2026

Arising Out of PS. Case No.-332 Year-2025 Thana- KUNDWACHAINPUR District- East
Champaran

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Sachin Yadav @ Sachin Kumar @ Sachin Raj Yadav Ganesh Yadav @
Ganesh Kapar Resident of village - Mahangua,P.S- Kundwa Chainpur, Dist-
East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate

For the Opposite Party/s : Mr. Md. Shakir Ahmad, APP

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CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR
ORAL ORDER

3 24-06-2026 Heard the learned counsel for the petitioner and

learned Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in connection with Kundwa Chainpur P.S. Case No.332 of 2025, F.I.R dated 06.12.2025 registered for the offences punishable under Sections 308(5) and 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. According to prosecution case, on 06.11.2025 at about 10:00 A.M., while the informant was returning home on his motorcycle, an unknown person requested a lift and was dropped near Mahagawa Gachhi. Thereafter, four persons arriving on three motorcycles allegedly intercepted him, took away his motorcycle key, threatened him with weapons, and



demanded Rs.10,000 as extortion money. Out of fear, the informant transferred Rs.10,000 through a scanner provided by the accused persons. After the accused left, the informant immediately informed the police through Dial-112. Based on his written report dated 06.12.2025, Kundwa Chainpur P.S. Case was instituted and investigation commenced.

4. Learned counsel for the petitioner submits that the F.I.R. has been alleged against unknown persons and the name of the petitioner has transpired on the basis of confessional statement made by co-accused Raushan Kumar and nothing incriminating is said to have been recovered from the constructive possession of the petitioner. It has further been submitted that the petitioner has two criminal antecedent not akin to the instant case and he is on bail in the said cases.

5. Learned APP for the State opposes the prayer for anticipatory bail application.

6. Considering the aforesaid facts and circumstances the name of the petitioner has transpired on the basis of confessional statement made by co-accused Raushan Kumar and nothing incriminating is said to have been recovered from the constructive possession of the petitioner and that the petitioner has two criminal antecedent not akin to the instant case and he is



on bail in the said cases. Accordingly, this Court is inclined to grant the privilege of anticipatory bail to the petitioner.

7. Let the petitioner, above named, in the event of his/her arrest or surrender before the Court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate 1st Class, Sikarahana at Dhaka, Motihari, East Champaran, in connection with Kundwa Chainpur P.S. Case No.332 of 2025, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure / Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita and with other following conditions:-

(i) one of the bailors should be the family member/relative/known of the petitioner(s) who shall provide official document/personal affidavit to show his/her bona fide;

(ii) the petitioner(s) shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his/her/their bail bond by the Trial Court itself;

(iii) the petitioner(s) shall in no way try to induce or promise or threat the witnesses or tamper with the evidences,



failing which the State shall be at liberty to take steps for
cancellation of the bail bonds;

(iv) the petitioner(s) shall desist from committing any
criminal offence again, failing which the State shall be at liberty
to take steps for cancellation of their bail bonds.

(Ajit Kumar, J)

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