

IN THE COURT OF THE PRINCIPAL DISTRICT & SESSIONS

JUDGE, AURANGABAD

B.P No.253/2026

Arising out of Rafiganj P.S. Case No.529/2025

Present:- Rajeev Ranjan Kumar, Sessions Judge, Aurangabad (Bihar)

Ajay Kumar Yadav @ Raja Kumar, age 25 years, S/o Late Naresh Prasad Yadav,
R/o Vill- Sindri, P.S-Kunda, District-Chatra, Jharkhand

... Petitioner(s)

Versus

The State of Bihar

...Opposite Party(s)

Appearance :

For the Petitioner(s) : Sri Sahendra Prasad

For the State : Sri Ajay Kumar, P.P

10.03.2026

The petitioner, who has been undergoing judicial custody since 10.01.2026, preferred this application for grant of regular bail in connection with Rafiganj P.S. Case No.529/2025 instituted for the offence u/s 303(2) of the Bharatiya Nyaya Sanhita, 2023. A copy of the bail petition has been served upon the Id. P.P. for the State

The briefly stated prosecution story is that on 24.11.2025 at about 06:00 PM, the informant, after ploughing his field, parked his tractor along with thresher at his house. When he woke up on 25.11.2025 at about 05:00 AM, he found that the vehicle was missing from the place where it had been parked. The informant made inquiry in the village to locate the stolen vehicle, but no information regarding the whereabouts of the tractor was found. The stolen vehicle bearing Registration No. BR45G9031 and Chassis No. WSTB28428151548.

It has been submitted by the learned counsel appearing for the petitioner that the petitioner is an innocent and has been falsely implicated in this case. The alleged tractor was purchased by the petitioner from Sumit Pathak. At the time of purchase, the tractor was lying in an open field, and the petitioner bought it in good faith believing it to be a genuine transaction. Had the petitioner known that the said tractor was a stolen vehicle, he would never have purchased it.

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The petitioner had no knowledge that the said tractor was a stolen property. It is further submitted that the petitioner has not committed theft of the alleged tractor. Petitioner is having no criminal antecedents. On these grounds, it is prayed that the petitioner be given the privileges of bail.

On the other hand, learned P.P. for the State opposed the prayer for grant of bail to the petitioner.

Heard learned counsel for the petitioner and learned P.P. for the State.

The case diary is attached with the record and from perusal of case diary, it appears that the tractor and the thresher has been recovered and it is mentioned at para 38 of the case diary, that the petitioner had bonafidely claimed to have purchased the aforesaid tractor by a third person. Para 39 of the case diary, shows about the seizure list of recovered tractor. It is mentioned at para 3 of the bail petition that the petitioner is having no criminal antecedent. Petitioner has been languishing under judicial custody since 10.01.2026.

Considering the fact that stolen article has been recovered and the petitioner has been languishing under judicial custody last two months. Hence, bail petition filed on behalf of the petitioner is hereby **allowed** subject to furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned court below.

Dictated

(Rajeev Ranjan Kumar)
Sessions Judge
Aurangbad (Bihar)