

**IN THE COURT OF THE PRINCIPAL DISTRICT & SESSIONS**

**JUDGE, AURANGABAD**

B.P No.264/2026

Arising out of Amba P.S. Case No.83/2025

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

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Chhotan Kumar, age 22, S/o Pradip, R/o Vill-Narchahi, P.O Barun, Aurangabad, Bihar

... Petitioner(s)

Versus

The State of Bihar

...Opposite Party(s)

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Appearance :

For the Petitioner(s)	:	Sri Girijesh Narayan Singh
For the State	:	Sri Ajay Kumar, P.P

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**26.03.2026**

The petitioner, who has been undergoing judicial custody since 19.02.2026, preferred this application for grant of regular bail in connection with Amba P.S. Case No.83/2025 instituted for the offence u/s 304(2), 3(5) of the Bharatiya Nyaya Sanhita, 2023. A copy of the bail petition has been served upon the ld. P.P. for the State.

The briefly stated prosecution story is that on 09.05.2025 at about 10:30 a.m., when informant reached near Sonwarsha, six persons riding on two motorcycles overtook him, snatched his bag, and pushed him. Thereafter, they fled away with his bag. The bag contained a total sum of Rs. 53,880/-

Learned counsel for the petitioner has submitted that the petitioner is quite innocent. Petitioner has been falsely implicated in this case. He further stated that no incriminating article has been recovered either from the possession of the petitioner and from the house of the petitioner. It is lastly submitted that the petitioner has been languishing under judicial custody since 19.02.2026. It is therefore prayed that the petitioner be released on 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.

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During course of investigation, co-accused persons have been arrested in another case and they have confessed their involvement in the present case. On the basis of their confessional statement, the petitioner was also arrested and he has confessed regarding his involvement in the present case as mentioned at para 91 of the case diary. It is also mentioned at para 94 of the case diary that the petitioner and other co-accused have been arrested and a motorcycles bearing registration no.BR26Y7141 was seized from the possession of the petitioner. It is also mentioned at para 100 of the case diary that petitioner is having two criminal antecedents i.e. Rafiganj P.S case no.455/2025 and Rafiganj P.S case no.254/2025. The court has perused the confessional statement of petitioner-Chhotan Kumar that he had confessed his involvement and stated the name of other accomplices, who were involved with him in the commission of the said crime. Learned counsel for the petitioner has supplied a copy of order passed by Hon'ble Patna High Court in Criminal Miscellaneous no. 6452/2026 arising out of Rafiganj P.S case no. 455/2025 and in the said case, the learned counsel for the petitioner had submitted before the Hon'ble Court that the petitioner is having clean antecedent. It appears to the court that the petitioner had not disclosed regarding his criminal antecedent before the Hon'ble High Court and even in the present bail petition, the petitioner has stated at para 3 of the petition that the petitioner is having one criminal antecedent without disclosing the details of the case but in the case diary, at para 100 it is found that petitioner is having two criminal antecedents. **Hence on the point of concealment of criminal antecedent on the part of the petitioner, the bail petition filed on behalf of the petitioner, is hereby rejected with a cost of Rs.5000/- which shall be paid by the petitioner in the account of the District Legal Services Authority, Aurangabad for the purpose of utilization of Lok Adalat or beautification of the Civil Court Campus, Aurangabad. However, the petitioner is given liberty to renew his prayer for bail after disclosing his criminal antecedent and payment of the aforesaid fine as directed.**

Dictated

(Rajeev Ranjan Kumar)  
Sessions Judge  
Aurangabad (Bihar)