

In the Court of District & Additional Sessions Judge -III, Begusarai

B.A. No. 737 of 2026

Arising out of F.C.I P.S Case No. 11 of 2026

Bambam Singh @ Bambam Kumar, S/o-Ramarcha Singh

R/o-Village-Keshawe, P.S-Barauni Refinery, District-Begusarai

.....Petitioner

Versus

The State of BiharOpp. Party

Present :

: Mr. Shashi Kumar, Ld. Counsel for the accused/petitioner

: Mrs. Manju Choudhary, Ld. Addl. P.P for the State

17.06.2026

1. The instant regular bail application has been filed on behalf of the above named accused person who is in custody since 30.03.2026 in connection with **F.C.I P.S Case No. 11 of 2026** for having committed offences punishable under sections **303(2), 3(5) of B.N.S.**
2. It is submitted by the leaned counsel for the petitioner that the petitioner is innocent and has not committed any offence and has falsely been implicated in this case and no any other bail petition in connection with this case has either been filed by the petitioner in this court or before the Hon'ble High Court, Patna earlier and the petitioner has four criminal antecedents vide 1. Barauni P.S Case No. 303/2022 U/s-379, 411, 420, 467, 468 I.P.C 2. Barauni P.S Case No. 131/2013 U/s-379, 511 I.P.C in which he is on bail in all above cases 3. F.C.I Case No. 12/2026 U/-303(2), 3(5) of B.N.S. 4. Phulwaria P.S Case No. 18/2026 u/s-303(2) B.N.S. It is further submitted that the name of the petitioner does not find place in the FIR but during investigation the I.O has implicated the petitioner in this case and remanded him in the present case from F.C.I Case No. 12/2026. It is further submitted that the present case and F.C.I P.S Case No. 12/2026 both are arising out of same occurrence and as a matter of fact two vehicles were stolen from one parking stand in between same period i.e from 15.01.2026 and 29.01.2026 but owners of both the vehicles have lodged two different cases on the same day and the name of the petitioner came in figure in present case on the basis of his confessional statement recorded in F.C.I P.S Case No. 12/2026. Moreover, co-accused persons namely Anil Kumar and Nitish Kumar have already been granted bail by this court vide B.A No. 519/2026 and B.A No. 612/2026 respectively and the case of the petitioner is on similar footing. The petitioner is in judicial custody since 30.03.2026. Lastly, a prayer is made to grant bail to the petitioner.
3. On the other hand, the learned Addl. P.P opposed the prayer of petitioner and submitted that the name of the petitioner cropped up in this case on the basis of his confessional statement. He further submitted that the petitioner has four criminal antecedents. Therefore, the petitioner does not deserve regular bail at this stage as the investigation is still going on.

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4. The case of the prosecution in brief is that the informant Arvind Singh lodged a complaint before the SHO, in which he has alleged that on 15.01.2026 his truck bearing no. BR 01 GC-2982 was parked at parking stand of Sikandar Kumar. The keys of his vehicle was with the driver Jitendra Yadav and along with Jitendra Yadav, Awdhesh Kumar and Rohit Kumar have stolen the vehicle of the informant. On 30.01.2026 when the informant along with his son-Mukund Kumar reached at the said parking stand for renewal of the insurance of the said vehicle, then they found that their vehicle is missing from parking stand. Further the informant has alleged that his vehicle was connected with his son's mobile phone through GPS, but the vehicle could not be traced out due to damage of the mobile.
5. From perusal of record it is evident that out of four cases F.C.I Case No. 12/2026, U/s-303(2), 3(5) of B.N.S and Phulwaria P.S Case No. 18/2026 u/s-303(2) B.N.S have been registered against the petitioner subsequent the registration of the instant case i.e FCI P.S Case No. 11/2026 and therefore, cannot be considered as criminal antecedent of the petitioner in the instant case. The record further reveals that the petitioner is not named in the FIR and no incriminating material has been recovered from the possession of the petitioner or at his instance and the petitioner is ropped in this case only on the basis of his confessional statement. Further the other co-accused persons namely Anil Kumar and Nitish Kumar have already been granted regular bail by the Ld. Predecessor of this court vide order dated 12.05.2026.
6. In the facts and discussion made herein above, this court is of the view that no issue purpose shall be served by keeping the petitioner in further custody. Accordingly, the instant bail petition of the petitioner is hereby allowed.

The petitioner is directed to furnish his bail bond of Rs. 10,000/-with two sureties of like amount each to the satisfaction of the Learned Trial court with the condition that the petitioner shall appear before the court on each and every date or as directed by the Ld. Trial Court and shall not make endeavour to influence the witnesses in any manner.

Dictated


(Mukund Kumar) 17/06/2026

District & Additional
Sessions Judge-III, Begusarai

Date of Order	17.06.2026
Date of reserving Order	16.06.2026
Uploading Date	27.06.2026
Uploaded by	Bajendra Kumar