

IN THE COURT OF IInd ADDITIONAL SESSIONS JUDGE, BHOJPUR AT ARA
Sarwesh Kumar @ Sarwesh Kumar Verma Vs. State of Bihar
B.P. No.- 1141 of 2026
RLY Patna Buxar P. S. Case No. 47/2026
U/ss - 303(2), 317(5) of B.N.S.

Serial no.	Date of Order of proceeding	Order with signature of the Court	Office action taken with date
1	2	3	4

<u>07.04.2026</u>	The present petition for regular bail has been filed on behalf of accused/petitioner namely Sarwesh Kumar @ Sarwesh Kumar Verma as he is in custody since 01.03.2026. The case of the prosecution, in brief is that the informant ASI Vikash Kumar recorded his self statement on 01.03.2026 mentioning therein that on 28.02.2026 he was patrolling with police team on the Buxar Railway Station meanwhile he observed two persons on the eastern side of the platform in suspicious condition. Those persons were apprehended. One of the apprehended persons disclosed his name as Chandan Kumar and the another person disclosed his name as Kanhaiya Rai. The apprehended person Chandan Kumar informed police that he snatched lockets from the necks of the train passengers and sell the same to the shopkeepers in the side of Thatheri Bazar. He further informed the police that he could identify the shopkeepers. Next day on 01.03.2026 informant took apprehended person Chandan Kumar and Kanhaiya Rai with the raiding party and reached to shop of Sarwesh Kumar Verma where the apprehended person Chandan Kumar identified him and informed the police that he had given him two lockets and Sarwesh Kumar Verma had given him Rs. 2,200/- and Rs. 3,200/- for both the lockets. Thereafter the shopkeeper Sarwesh Kumar Verma brought two lockets which were identified by apprehended person Chandan Kumar. The lockets were seized in accordance with law and Chandan Kumar and Sarwesh Kumar were arrested as per law. Thereafter Chandan Kumar further informed that he had sold the gold chain in one shop ahead in the same direction. On the identification of apprehended person Chandan Kumar, Vikash Kumar was identified on the shop of Vikash Jewelers. Shopkeeper Vikash Kumar informed the police that he had polished the chain given by Chandan Kumar. When the chain was demanded from the shopkeeper, he brought the chain but the accused did not identify the chain. Shopkeeper Vikash Kumar informed the police that he had given Rs. 10,000/- to the accused for the chain which was admitted by accused Chandan Kumar. Thereafter the chain was seized in accordance with law and Vikash Kumar was arrested as per law. Learned counsel for the petitioner submitted that petitioner is innocent person and has committed no offence. Petitioner has been falsely implicated in this case. No such occurrence as alleged by the informant did ever take place. There is no legal evidence to show that the alleged recovered chains are stolen. The identification of articles by the accused is not legal and there is no other person to say that the seized	
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	<u>Conti.....</u> 07-04-2026	chain are stolen ones. From perusal of alleged seizure list it appears that the same prepared after lodging the FIR as it bears P.S. case number. There is no independent witness to support the case of prosecution. The petitioner has no criminal antecedent. Learned Additional Public Prosecutor has opposed the prayer of bail. Arguments heard and record perused. From the perusal of the record, it transpires that the allegation against the petitioner is that he had purchased two stolen lockets from the co-accused Chandan Kumar and had given him Rs. 2,200/- and Rs. 3,200/- for both the lockets. The witnesses have supported the prosecution case in para no. 8, 9 and 10 of the case diary. It is mentioned in para no. 34 of the case diary that the petitioner has no criminal antecedent. Therefore, keeping in view the facts and circumstances of this case, I am inclined to admit the petitioner to bail upon furnishing bail bonds to the tune of Rs. 10,000/- with two sureties of the like amount each subject to the satisfaction of the court concerned. The bail petition is accordingly allowed. Dictated (Sudhakar Pandey) IInd Addl. Sessions Judge Bhojpur at Ara 07.04.2026	
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