

# In The Court of Sessions Judge, Buxar

A.B.P. No. 157 of 2026

(Arising out of Rajpur P.S. Case No. 171 of 2023)

Abhishek Kumar, aged 26 years, S/o Gajendra Pandey,  
R/o Village- Manauli, Police Station + Post- Nasriganj, Bihar

..... Petitioner

Versus

State of Bihar

..... Respondent

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Appearance:

Learned Public Prosecutor for the State: Sri Kedar Nath Tiwari

Learned Counsel for petitioner: Sri Kripa Shankar Rai, Ld. Adv.

Learned Counsel fro informant: Sri Umesh Kumar Singh, Ld. Adv.

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Present: Kajal Jhamb  
Sessions Judge, Buxar

Date of Order: 25<sup>th</sup> March, 2026

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Anticipatory Bail Petition filed on behalf of petitioner named above, who is apprehending his arrest in connection with **Rajpur P.S. Case No. 171 of 2023** registered u/s 379, 420 of I.P.C. is put up and moved today.

Copy of bail petition has already been served to the Learned Public Prosecutor for the State.

Learned Counsel for the petitioner certifies that no other bail petition has ever been filed on behalf of the petitioner in this matter either before this Court or before any Superior Court. The petitioner has got no criminal antecedent. Prosecution has no objection to the submissions.

The Counsel further submits that, the petitioner has been falsely implicated in present case and has not committed any offence. The informant was in contact with co-accused Sonu Kumar Pandey and on his instruction informant transferred Rs. 59,390/- in petitioner's account, which is on hold. The fact of the matter is that petitioner had no knowledge about the occurrence, he got to know about the same when co-accused Sonu Kumar Pandey was arrested by police. The petitioner is cousin brother of co-accused Sonu Kumar Pandey who gave petitioners' account number to the informant but the petitioner had no knowledge about the same. The petitioner never tried to withdraw the said amount rather when he got to know about the said money, he visited bank and got his account on hold. The petitioner has no concern either with the informant or the whole transaction. The petitioner undertakes to cooperate with the I.O. during investigation. The co-accused Sonu Kumar has already been granted bail by the competent court. The petitioner stands on a better footing than the co-accused, as no specific role, overt act or direct involvement has been attributed to him. Therefore, petitioner also

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deserves to be enlarged on bail.

Learned Counsel for the informant submits that the informant has received the amount which was transferred in petitioner's account and the informant has no objection if the petitioner is granted bail.

Learned Public Prosecutor for the State strongly opposes the Bail Petition and prays to reject the bail of the petitioner on the ground of nature and seriousness of offence. But fairly admits that the alleged money transferred in the account of petitioner has been received by informant.

Prosecution case in brief according to typed petition of informant Hiranman Kumar is that on 29.04.2023 he received a phone call regarding requirement of land for installation of BSNL mobile tower. The caller offered him an opportunity to earn money by letting his land for this purpose and asked the informant to send the receipt of land and photocopy of Aadhar on mobile no. 6206588728. After two hours, he again called him and told him that the tower will be installed on his land and he need to deposit some money. Informant sent Rs. 2000/- twice and Rs. 1000/- once. He also sent Rs. 4800/- from C.S.P. on 29.04.2023. The caller told him that these money are processing fee. The caller sent his BSNL Id on informant's mobile and introduced himself as Senior Officer. On 30.04.2023, the informant transferred Rs. 9800/- on Google Pay account of caller. On instruction, the informant again transferred Rs. 35,800/-, Rs. 28,800/-, Rs. 28,800/-, 25,600/- and Rs. 4900/- on different dates in account no.7265082732 (IDBI Bank) and 2103000100779422 (PNB Bank).

Heard learned Counsel of both sides and perused the photocopy of case diary written upto para 76. The name of this petitioner has surfaced in this case in para 50 and 51 of case diary which shows that the alleged money was transferred in the accounts of this petitioner and co-accused Sonu Kumar Pandey. The case record shows that the co-accused Sonu Kumar Pandey carrying similar allegation is already enjoying privilege of bail. Admittedly, the petitioner has returned the said amount i.e. Rs. 59,000/- to informant and the photocopy of bank receipt has also been filed.

Thus, considering the submissions of learned Counsels of both sides and facts and circumstances of the case, the anticipatory bail petition of the petitioner **Abhishek Kumar** is hereby **allowed** on furnishing bail bond of **Rs.10,000/- with two sureties of the like amount each** to the satisfaction of the learned Trial Court in the event of his arrest or surrender **within 04 weeks** period from today subject to conditions as laid down u/s u/s 482 of the Bharatiya Nagarik Suraksha Sanhita (B.N.S.S.) [ earlier 438(2) Cr.P.C.] **subject to condition that,**

1. The petitioner shall co-operate in the investigation and trial of the case.
2. The petitioner will not delay the trial in any manner what so ever and will remain physically present at the stage of framing of the charge and recording of statement under section 351 B.N.S.S.

Dictated  
Sd/- Kajal Jhamb  
Sessions Judge, Buxar  
25-03-2026

Date of Order	25.03.2026
Date of uploading	26.03.2026
Uploaded by	Roshan Kumar, Stenographer

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