

**In the Court of Sessions Judge, Darbhanga.****B.P. No.665/2026**

Pankaj Kumar Sahu @ Pankaj Sahu son of Yoendra Sahu,  
R/o Village-Soripatti PS- Sakri, District-Madhubani

..... Petitioner.

Versus

The State of Bihar..... Opposite Party.

For the petitioner: Sri Jawed Ahmad Khan, learned Advocate.

For the O.P.(State): Shri A.N. Jha, learned Public Prosecutor.

**ORDER**

**25.07.2026:** Application for regular bail has been filed on behalf of the petitioner namely Pankaj Kumar Sahu @ Pankaj Sahu, who is in judicial custody since 01.07.2026 in connection with Nehra P.S. Case No. 77/2026 for the offences U/s 309(4) of the B.N.S., pressed today.

2. Heard the learned counsel for the petitioner as well as learned Public Prosecutor on behalf of the State.

3. The allegation is that on the alleged date of occurrence of 01.06.2026 at about 10.15 PM the informant closed his Ice-cream shop and was returning to his house through Nehra Road and when he reached in between Dhusi and Tarauni then three persons who were riding a motorcycle came from the opposite direction and thereafter they started following the informant and stopped his vehicle. All these three riders had covered their face with a cloth and they were carrying sharp weapon due to which the informant got scared. The miscreants stretched a knife toward the informant and snatched a mobile and other articles from his pocket. The miscreants also snatched away locket of Bajragbali worth Rs.15,000/- from the neck of the informant and held out threat that if he would utter anything then they would do away with his life. The informant having been frightened remained silent and the miscreants after committed loot and also took away the Hero Passion Pro Motorcycle of the informant bearing registration number BR07AR9177.

4. It is submitted on behalf of the petitioner that the petitioner is quite innocent, has committed no offence and has falsely been implicated in this case. It has further been submitted that no occurrence has ever alleged or taken place as alleged in the First Information report rather the present case is outcome of police mechanism at the instance of the informant. It is further submitted that petitioner

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is not named in the First Information Report, rather his name has been surfaced in this case on the confessional statement of co-accused Ashish Kumar Das before the police, which has got no legal value. By perusal of the material collected during investigation, it appears that the looted mobile was recovered from the possession of co-accused Tuntun Chaupal, but at the same time in para-74 of the case diary it has come into light the petitioner is the bonafide purchaser of above mobile from one Prakash Kumar Mandal and Ashish Kumar, hence the involvement of the petitioner in committing the crime and looted of the property at the spot does not got corroborated, in the background of the fact that only three persons were involved in commission of actual crime. The further submission is that the petitioner is in custody since 01.07.2026 carrying clean antecedent. Hence, the petitioner may be granted the privilege of regular bail.

5. On the other hand, the learned Public Prosecutor opposes the prayer of regular bail.

6. Heard and perused the case diary. Para-07 of the case diary reflects re-statement of the informant supporting the occurrence. Para-11 of the case diary reflects description of place of occurrence which appears situated at road in between Lulwa Chowk and Paithan Kabai. Para no. 8,9 reflects statement of witness supporting the occurrence and stated that all these miscreants have covered their face by cloth. Para-65 & 66 of the case diary reflects CDR and SDR of looted mobile and the said mobile having sim number 7984825510 is being used by one Tuntun Chaupal son of Sudhir Chaupal. Para-79 of the case diary reflects confessional statement of accused Ashish Kumar Das, who stated about his complicity in the occurrence and also stated that he sold looted golden Hanumani in the Jewellery shop of Durganand Thakur. Para-84 of the case diary reflects that looted golden Hanumani in the melted form has been recovered from the shop of accused Durganand Thakur. Para-89 of the case diary reflects confessional statement of accused Govind Kumar, who confessed his complicity in this case and also stated that he handed over the looted motorcycle bearing registration number BR07AR9177 to his associate Saket Kumar. Para-95 of the case diary reflects statement of accused- petitioner Pankaj Kumar Sah, who runs a mobile shop situated at Shahid Surya Narayan Gate, Narpatnagar and stated that

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Parakash Kumar and Ashish Kumar came at his shop and sold his mobile and he purchased it on the consideration amount of Rs.2500/- and subsequently he sold the same to one Tuntun Chaupal on consideration amount of Rs.3000/-. Para-94 of the case diary reflects statement of accused Tuntun Chaupal, who stated that he purchased the mobile from the shop of accused-petitioner Pankaj Kumar Sah on consideration amount of Rs.3000/- Para-118 of the case diary reflects clean antecedent of accused petitioner.

7. Under the facts and circumstances of the present case, the nature of allegation and also considering the submissions made by the respective parties, clean antecedent of accused petitioner, coupled with period of custody, the prayer for regular bail of the petitioner stands **allowed**. Let the petitioner namely **Pankaj Kumar Sahu @ Pankaj Sahu**, be released on bail on furnishing bail bond of Rs.15,000/- (Fifteen thousand) with two sureties of the like amount each to the satisfaction of learned Addl. Chief Judicial Magistrate-VI, Darbhanga with conditions :-

1. One of the bailors must be the closest relative of the petitioner.
2. The petitioner shall desist from committing any similar or any other criminal case, offence and if, during the pendency of the trial any such cases reported to be found pending against him, his bail bond shall be liable to be cancelled.
3. The petitioner shall appear and cooperate in the trial and if he fails to appear on any date, not to the satisfaction of the learned Trial Court his bail bond shall be cancelled.

( Dictated )

(Ajay Kumar Sharma)  
Sessions Judge, Darbhanga.  
25.07.2026.