

In the Court of Sessions Judge, Darbhanga.**B.P. No. 686/2026**

1. Upendra Kumar Yadav, son of Maheswari Yadav
R/o Village- Hariharpatti, P.S- Triveniganj, District-Darbhanga.....Petitioner.
Versus

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

For the petitioner : Smt. Katyani, learned Advocate.

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

ORDER

06.08.2026 Application for regular bail has been filed on behalf of the petitioner namely Upendra Kumar Yadav, who is in judicial custody since 06-06-2026 in connection with Bahadurpur P.S. Case No. 97/2026 for the offences U/ss. 316(2), 316(5), 318(4) of the BNS , pressed today.

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

3. As per First Information Report, the prosecution case in short is that the informant, who is posted as Assistant Branch Manager, Peoples Forum S Bank and on the alleged date of occurrence on 09.04.2026 during the audit, the Audit-incharge, Shri Saurabh Dube, while verifying the cash balance in the vault, detected a shortage of Rs. 7,20,750/- as compared to the balance reflected in the cash book. The said discrepancy was immediately reported by him to Shri Digendra Singh, State Head Bihar & Jharkhand through letter no. 01. Upon inquiry, it was revealed that on 09.04.2026 at about 12:30 PM, the Branch Manger, Shri Upendra Kumar was found to be absent from the branch and during the course of investigation, it was further found that his personal belongings were also missing from the branch premises. Verification of the cash record confirmed that a total amount of Rs. 7,20,756/- was short in the vault was compared to the cash book, resulting into the institution of the present case.

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 at the instance of other bank employee. The further submission is that the entire allegation leveled against the petitioner is false and concocted. It is further submitted that nothing incriminating was recovered from the conscious possession of this petitioner. The further submission is that on only suspicion and assumption as well as internal allegations of the bank, the petitioner has been made a scapegoat to conceal the lapses and misconduct of the concerned bank staff. The accused petitioner is in jail custody

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since 06.06.2026 carrying no criminal antecedent. Hence the petitioner may be granted the privilege of regular bail.

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

6. Heard and perused the case diary. Para no.2 of the case diary reflects re-statement of the informant supporting the occurrence. Para No. 7 of the case diary reflects description of place of occurrence, which appears situated at a place near Nahar Tola Kharajpur Road Laheriasarai. Para no. 5, 6, 52, 53, 60 of the case diary reflects the statement of witnesses supporting the occurrence. Para no. 36 of the case diary reflects the arrest of the accused petitioner. Para no. 58 of the case diary reflects the clean antecedent of petitioner but still there is nothing on record suggested any recovery either at the instance of this petitioner or from his conscious possession except the statement of other bank official and the petitioner is in custody since 06.06.2026.

7. Under the facts and circumstances of the present case, the nature of allegation, coupled with period of custody and clean antecedent of the petitioner, the application for regular bail of the petitioner stands **allowed**. Let the petitioner namely, Upendary Kumar Yadav 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 the Court of learned A.C.J.M.-IX, Darbhanga, with conditions.

1. The petitioner shall desist from committing any similar or other criminal offence
2. He shall be cooperating the investigation as well as trial and shall appear on each and every date fixed by the learned trial Court for early disposal of the case, if the petitioner fails to appear on any date, not to the satisfaction of the learned trial Court, his bail bond shall be liable to be cancelled.

(Dictated)

(Ajay Kumar Sharma)
Sessions Judge, Darbhanga.
06.08.2026