

In the court of Distt. &Addl. Sessions Judge-19 East Champaran, Motihari

Present:- Rajvijay Singh

B.P. No. 650/2026

(Dhaka P.S. Case No. 338/2024)

Akash Kumar Vs. State of Bihar

Dated 18.04.2026

01. This bail petition has been filed on behalf of Akash Kumar, S/O- Badri Ram, aged about 20 years, R/O- Hasanpur, P.S.- Kundwachainpur, Distt- East Champaran in connection with Dhaka P.S. Case No. 338/2024 under section 309(4) of the B.N.S.

02. The petitioner is behind the bars since 11.07.2025 in connection with the above-mentioned case on the allegations of committing robbery upon the informant.

03. Learned counsel for the petitioner submitted that the petitioner is innocent and has committed no offence and has falsely been implicated in this case. Further stated that no other regular or anticipatory bail petition has been filed by the accused petitioner either in this court or before the Hon'ble High Court. Further stated that the petitioner has got three criminal antecedent. Further stated that the petitioner has been remanded in this case on 11.07.2025 from Kundwachainpur P.S. Case No. 154/22. Further stated that the petitioner is not named in the F.I.R. nor was arrested at the spot and nothing incriminating article has been recovered from his person and possession. Further stated that name of the petitioner has surfaced in this case from the confessional statement of co-accused Niraj Kumar. Further stated that the petitioner has no concern with the alleged occurrence or with co-accused Niraj Kumar or his personal affairs. Further stated that the petitioner has nothing to do with the alleged occurrence. Lastly it has been stated that the petitioner is ready to give surety for the satisfaction of this court.

04. Learned Addl. Public Prosecutor vehemently opposed the prayer of bail and prayed for rejection of bail petition of petitioner.

05. Heard Ld. counsel for the petitioner and Ld. A.P.P for the state and perused the record.

06. From perusal of the record it shows that the name of the petitioner has surfaced from the confessional statement of co-accused Niraj Kumar. As per para no. 3 of the bail petition, the petitioner has mentioned three criminal antecedent,

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which in the facts and circumstances of the case this is not alone an impediment to grant him bail in the present case. Further from perusal of the case record, it shows that the charge-sheet in this case has already been submitted. Since the charge-sheet has already been submitted so there is no question of interfering with the investigation. Nothing whatsoever has been brought to the knowledge of the court from which it can be shown that the petitioner will hamper or tamper with the evidence in case he is enlarged on bail.

07. Considering the facts and circumstances discussed herein-above, period of detention and material available on record, the bail petition of the accused petitioner namely Akash Kumar is allowed and he is directed to be released on bail after furnishing of bail bond of Rs. 10,000/- with two sureties of like amount to the satisfaction of the Ld. Court below.

Dictated

Sd/-

Distt. & Addl. Sessions Judge-19th
Motihari