

IN THE COURT OF DISTRICT & ADDITIONAL SESSIONS JUDGE-IV, GAYAJI

Present-Sanjay Kumar-IV

B.P. No. 1409/2026, Mahkar P.S. Case No. 09/2025

State of Bihar

Vrs.

Suday Kumar

u/s- 334(1), 303(2) of BNS

ORDER

03-08-2026 The bail petition has been filed on behalf of above named petitioner Suday Kumar who is in judicial custody since 29.04.2026 in connection with Mahkar P.S. Case No. 09/2025 U/s 334(1), 303(2) of the BNS.

The persecution case in brief is that on dated 09.01.2025 at 8:00 PM he had closed shutter of his shop and gone his home and when he came back to open grocery shop on 10.01.2025 at 6:00 AM and saw that the lock of his shop was broken and cash box was thrown out, so many goods of shop and cash Rs. 5,000 were stolen by some unknown thieves. Hence this case has been lodged.

Ld. Counsel for the petitioner submitted that the petitioner is quite innocent and he has falsely been implicated in this case. The petitioner has neither filed any bail petition before this court or in any other court of either concurrent or superior jurisdiction and hence, there is no question of either rejection or pendency of the same at all to the best of personal knowledge and belief of the petitioner. The Ld. counsel for the petitioner further submitted that the petitioner has got nine criminal antecedents. It is further submitted that there is nothing in the diary against this petitioner and only on the false and concocted confessional statement of co-accused Deepak Kumar and Kundan Kumar Police has filed charge sheet against this petitioner bearing charge sheet no. 131 of 2025 12.06.2025 and petitioner use to live at Patna for his livelihood and nothing to with the matter. Accordingly, he has prayed to enlarge the petitioner on bail.

Ld. A.P.P. opposed the prayer for bail.

Heard both sides and perused the case record along with T.C.R. On perusal of the case record, it appears that after completion of the investigation I.O. of the case has submitted charge-sheet u/s 334(1) and 303(2) of the B.N.S. against the petitioner. Further on perusal of the case record it appears that the prescribed punishment for the offences are less than 7 years and the petitioner is in jail custody since 29.04.2026.

In the light of other co-accused persons, regular bail have been granted by Ld. D.A.S.J. X on dated 28-08-2025 & 05-12-2025. Keeping in view of the entire facts and circumstances of the case and the fact, prayer for Regular bail of the accused/petitioner is hereby **allowed** and they are directed to furnish bail

bonds of Rs. 10,000/- (Ten Thousand) along with two sureties of like amount with further condition that:-

- 1. One of the bailor shall be closed relative of the petitioner.**
- 2. The petitioner file an undertaking that he will not involve in similar type of offence in future.**

(Dictated)

Sd/-

(Sanjay Kumar-IV)

District & Addl. Sessions Judge- IV,
Gayaji, 03-08-2026

Date of order	03-08-2026
Date of Reserving Order	N/A
Uploading Date	12-08-2026
Uploaded by	Ramesh Thakur (Stenographer)