

IN THE COURT OF ADDITIONAL SESSIONS JUDGE III,
DISTRICT:-GOPALGANJ (BIHAR)
Bail Petition No. 214 of 2026
(Arising out of Phulwariya P.S. Case No. 53/2020)

In the matter of:-

Hiralal Ram, S/o Ramjeet Ram.

:-----**Petitioner.**

Versus.

The State of Bihar

:-----**Opp. party.**

Ld. Counsel for the Petitioner :- **Shri Rajesh Kumar Rai, Advocate.**

Ld. Counsel for the State :- **Shri Deo Vansh Giri, P.P.**

Order with signature of the Court

29-04-2026

1. This bail application is preferred by above named petitioner who is in jail custody since 10-02-2026, in connection with Phulwariya P.S. Case No. 53/2020, for the offences punishable under Sections- 394 of I.P.C. is put up for hearing.
2. Heard Ld. Advocate for the petitioner as well as Ld. Addl. Public Prosecutor on behalf of the State.
3. As per FIR, prosecution case in brief is that his case has been instituted on the basis of Fardbayan of informant Manish Patel recorded by the S.I. Mukesh Kumar, who happens to be SHO, Sripur O.P. According to the Fardbayan, the informant works as deliveryman in Courier Online and on the alleged date and time of occurrence, the informant was returning home after delivering a mobile in Bathua Bazaar and in the way at Dularpur, four unknown miscreant caused firearms injury in his right leg, snatched Rs. 20,000/- from his pocket and all of them fled away by two motorcycles towards west. The informant also describes the physique of miscreant.. Subsequently, F.I.R. has been instituted.
4. It is *inter alia* submitted on behalf of petitioner that he is innocent and has falsely been implicated in this case. Ld. Advocate for the petitioner submitted that this is the first bail application filed on behalf of the

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petitioner previously no any other bail petition either anticipatory or regular application has been filed either before the Hon'ble High Court of Judicature at Patna or before this court prior to present one. In para no. 03 of the bail petition, it has been stated that the petitioner has got two criminal antecedent of Excise Cases. The petitioner is quite innocent and has committed no offence as alleged in the FIR. The petitioner has been falsely implicated in this case due to confessional statement of co-accused Nanhe Ali and the confession before the police, there is no iota of the evidence. It is further submitted that petitioner is not named in the F.I.R.. and nothing has been recovered from the conscious possession of the accused petitioner. Other co-accused persons are enlarged on bail dated 01.07.2020 by this Court vide B.P. No. 356/2020. Moreover, petitioner is in jail custody since 10-02-2026. On such strength, prayer for bail has been made.

5. *Per contra*, ld. P.P. for the State has opposed the prayer of bail of the petitioner.
6. Having heard both the parties, I have gone through the case record along with case diary. From perusal of case record, it appears that Phulwariya P.S. Case No. 53/2020, for the offences u/s- 394 of I.P.C. had been lodged against the unknown person. The petitioner is not named in FIR. From perusal of case diary, it appears that name of the petitioner came on the confessional statement of co-accused Nanhe Ali and it also appears that nothing has been recovered from the conscious possession of the accused petitioner. Other co-accused are enlarged on bail by this Court earlier. Moreover, petitioner is languishing in jail custody since 10.02.2026.

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7. Considering the above facts and circumstances of the case and the period of detention undergone by the petitioner. The petitioner **Hiralal Ram is directed to be released on bail**, furnishing bail bond of Rs. 30,000/- with two sureties of like amount each to the satisfaction of the learned court concern subject to following conditions that **1. One of the bailor will be family member of the petitioner and 2. accused petitioner has to file an undertaking that they will not indulged in such type of offence in future otherwise Id. Court below will have liberty to cancel his bail bond.**

Let a copy of this order be transmitted to Id. Court below forthwith and the order be uploaded on C.I.S. immediately.

This order is dictated and corrected by me.

(Rajendra Kumar Pandey)
District & Addl. Sessions Judge III,
Gopalganj.