

In the Court of District and Addl. Sessions Judge - I, Gopalganj**A.B.P. No. 1065/2026****1.) Birju Kumar@ Mohan Mahto** :----- Petitioner

V r s

The State of Bihar :-----Opposite party

Counsel for the petitioner :-----Sri Rajeshwar Prasad, Advocate

Counsel for the O.P. :-----Sri Deobansh Giri, Ld. P.P.

<u>19-06-2026</u>	Order	Remarks
	Anticipatory bail petition filed on behalf of the petitioner namely 1.) Birju Kumar@ Mohan Mahto who is apprehending his arrest in connection with Mohammadpur, P.S. Case No. 62/2023, U/s 379 I.P.C. The prosecution story in brief as per the written application of the informant namely Mainudin is that the informant operates a sound service under the name " MD Sound service". It has been alleged that the informant's sound system was being used in the Maruti Nandan Mahayagya held at shiv parvati math, Harpur Tengrahi, Mohammadpur P.S. District Gopalganj. It has further been stated that after the conclusion of the religious discourse on the night of 05.03.2023, the sound operators namely Raju Kumar, Jitendra Rai , Ajay Kumar and Raja Kumar switched off the sound system and went to sleep on the stage at about 3 am. It has been alleged that during the intervening period seven sound machines kept in the pandal were stolen by unknown thieves. The stolen articles include Five Ahuja company 1000 watt machines and two exchanger company machines one of 5000 watts and another of 601 watts. Hence, the present FIR. Learned counsel appearing on behalf of the petitioner argued that the petitioner is innocent and has been falsely implicated in this case. Learned counsel further argued that the petitioner has no criminal antecedent. With these arguments learned counsel for the petitioners prayed for grant of anticipatory bail to the petitioner. Ld. P.P. for the State opposed the bail prayer of the petitioner. Having heard the learned counsel for the parties and perused the case diary, it appears that the petitioner, along with the other co-accused persons, is alleged to have stolen the sound system of the informant. As per paragraph 34 of the case diary, the confessional statement of the apprehended co-accused, namely Abhimanyu Kumar, specifically discloses the involvement of the petitioner. The investigation stands completed, and cognizance has been taken on 20.09.2023. In the circumstances, there is no apprehension of arrest. The petitioner may surrender before the court below and seek regular bail. Therefore, at this score it is not a fit case for grant of anticipatory bail to the petitioners. Accordingly anticipatory bail of the petitioners stands rejected. (Dictated) (Sanjeev Kumar Singh) A.S.J.-I	