

In the Court of Sri Sandip Singh, Principal District & Sessions Judge, Jamui,

B.A.No.83/2026

(Arising out of Sono P.S.Case No.333/2023)

1. Pawan Kumar S/o Sabuj Yadav aged about 22 years, and
2. Sulendra Kumar S/o Govind Yadav aged about 23 years,
Both resident of village Tahakar, P.S. Charkapathar, District Jamui.

.....**Petitioners**

Vrs.

The State of Bihar.....O.P.

12.3.2026

1. This is a regular bail petition filed on behalf of above named petitioners who are in judicial custody since 25.1.2026 in connection with Sono P.S.Case No.333/2023 registered for the offence U/s. 379 of the I.P.C. pending in the court of A.C.J.M.2nd,,Jamui.
2. Heard Sri Naresh Rawat,the learned counsel for the petitioner and the learned P.P.for the State.
3. The prosecution case, in short, is that the informant Sanjay Kumar Pandey has lodged the instant case by way of submitting an application before the SHO of Sono Police Station alleging therein that on 20.9.2023 at 4.30 p.m, he parked his motorcycle bearing registration No.BR-46B/9624 behind the Revenue Court Sono and went for some necessary work in the aforesaid office but when returned, then he found that his bike was missing from there which was recovered by Excise Police Jamui alongwith this petitioner in JAM Case No.1339/2023.
4. The learned counsel for the petitioners has submitted that petitioners are innocent and falsely implicated in this case. There is no recovery of any stolen motorcycle from the conscious possession of the petitioners. Moreover, the petitioners have been falsely implicated due to some ulterior motive in the aforesaid Excise Act. The petitioner has one criminal antecedent and he is languishing in judicial custody for more than one month.
5. The learned P.P.for the State has opposed the prayer for bail.
6. Considering the aforesaid facts and circumstances of the case, and further considering the particular fact that the petitioners are not named in the

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F.I.R. and said motorcycle has not been recovered from their conscious possession and at the same time the petitioners were not arrested on the spot. The petitioner is languishing in judicial custody for more than one month.

7. Hence, in view of the aforesaid facts, let the petitioners be released on bail on furnishing bail bond of Rs.10,000/-with two sureties of the like amount each to the satisfaction of the learned court below **subject to the conditions that one of the bailors of the petitioners must be their close relative, and petitioners shall remain present before the court below on each and every date, failing to appear on two consecutive dates without any cogent reason shall result in cancellation of their bail bonds.**

(Dictated)

(Sandip Singh)

Principal District & Sessions Judge, Jamui.

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