

**IN THE COURT OF ADDITIONAL SESSIONS JUDGE-X,
KAIMUR AT BHABHUA
(ABP No. 826/2026/ Filing No.3570/2026)**

In re:

1. Shashi Kant Singh, aged 41 Years,
Son of Surendra Singh.
2. Chandan Kumar alias Chandan Kumar Singh, aged 31 Years,
Son of Surendra Singh.
Both R/o- Village- Bhadaula, P S. Kudra, District- Kaimur (Bhabua)

V/s
STATE

**FIR No: 172/2026
P.S. Case : Kudra.
U/s: 303(2) BNS
Date Of Order: 27.05.2026**

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1. Heard Sh. Pramod Kumar Tiwari, learned counsel appearing on behalf of the accused/petitioners and Sh. Ramnarayan Ram, learned P.P. for State.
 2. Petitioners have stated in para 2 of their bail petition that they have not filed any bail petition, either anticipatory or regular except this, either in this court or before Hon'ble High Court at Patna.
 3. Denying involvement of the petitioners in the commission of alleged occurrence, it is submitted on their behalf that the petitioners and informant are co-villagers and this case has been falsely implicated in this case due to suspicion and dirty village politics, the petitioners have been falsely implicated in this case however, nothing has recovered from the place and possession of the petitioners. Petitioners have no criminal antecedent as mentioned in para No. 03 of their bail petition. However, Section 303(2) of the BNS which is not made out against the petitioners and the allegation of theft is super-addition. It is, therefore, prayed that this anticipatory bail petition may be allowed.
 4. Learned PP has opposed the prayer for grant of anticipatory bail to the petitioners.
 5. Heard the arguments of both the parties and perused the case record. It transpires from the perusal of record that petitioners are named in the formal FIR and allegations against them as per FIR are that on dated 03.05.2026 at around 07:00 AM, informant visited his wheat warehouse (Godown) situated at village Bhadaula and found the tin shed behind the

warehouse (Godown) cut and damaged. Upon inspection, it was discovered that approximately 100 quintals of wheat had been stolen. On receiving information, the police and local persons inspected the place of occurrence and found tractor tyre marks leading from the warehouse (godown) towards the house of the accused persons. It is alleged that the accused persons, in furtherance of their common intention, committed theft of the wheat and transported the same by tractor, thereby causing wrongful loss to the informant. Petitioners have no criminal antecedent as mentioned in para No. 03 of their bail petition. The investigating officer did not conduct the test identification of the accused and there is no eye witness or any CCTV footage of theft. The police did not recover any stolen property. The Section 303(2) of the BNS is punishable for maximum period of three years.

7. Considering the aforesaid facts and circumstances of the case, the anticipatory bail petition of the petitioners are **allowed** and they are directed to be released on bail, in the event of their arrest or surrender before the court below, within three weeks from the date of receipt of this order, on furnishing bail bond of Rs.25,000/- (Twenty-five thousand) with two sureties of the like amount each to the satisfaction of the learned court below, subject to the conditions as laid down U/s. 438(2) of the Cr.P.C. or its corresponding Section 482 of B.N.S.S.

(Dictated)
Sd/-
(Dr. Arun Tiwari)
Addl. Sessions Judge-X