

COURT OF ADDL. SESSIONS JUDGE-II, -KATIHAR
P.O. ASUTOSH RAI
ACCUSED NAME- Ritik Kumar
Manihari P.S. Case No. 328/2025
Bail Petition No. 257 of 2026

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IN THE COURT OF ADDL. SESSIONS JUDGE-II DISTRICT-KATIHAR
(Bail Petition No. 257 of 2026)

In the matter of

1. Ritik Kumar, aged about- 20 years, S/o Jai Prakash Paswan
R/o- Vill.- Udama Rekha, P.S.- Mufassil, Distt.- Katihar

-----Accused/Petitioner.

Vs

State of Bihar-----Opposite Party.

Manihari P.S. case No.-328/2025

U/S- 309 (4) of B.N.S.

Learned Advocate for Petitioner- Shri Pawan Kumar Dwivedi

Learned A.P.P. for the State- Shri Md. Ajaz Alam

ORDER

28.03.2026- This petition for regular bail has been filed on behalf of the accused namely Ritik Kumar who is in custody since 21.02.2026 in connection with Manihari P.S. Case No. 328/2025 instituted U/S- 309 (4) of B.N.S.

Heard the learned counsel Shri Pawan Kumar Dwivedi appearing on behalf of the petitioner and learned A.P.P. Shri Md. Ajaz Alam appearing on behalf of the State and perused the lower court record along with case diary.

According to F.I.R., prosecution case in nutshell is that informant to this case namely Sanjeev Ram lodged a written report to this effect that on dated 30.12.2025 at about 06:28 o' clock, two passengers came and sit in toto (e-rickshaw) near Kumaripur Bus Stand and told that they will go to Narayanpur but when toto arrived near Narayanpur then they told they will go to near National Highway bridge Hanswar. Informant has further alleged that in between Highway bridge Narayanpur and Hanswar at about 06:50 P.M., both unknown persons told to stop the vehicle and when he stopped the vehicle then one unknown person dragged him out from toto and put a pistol on his chest and assaulted him and in the meantime, other unknown person took away his toto and other person also boarded at the said vehicle and ran away towards Sahebganj.

On the other side learned counsel for the petitioner has reiterated all the grounds taken in the bail petition and has submitted that the petitioner is quite innocent and he has committed no offence at all. The petitioner has been falsely implicated in this case. The allegation levelled against the petitioner is absolutely false and concocted. The alleged vehicle toto battery has not been recovered from the possession of this petitioner. The petitioner has been dragged in this case on the confessional statement of the co-accused. The petitioner has been made scapegoat in this case only on mere suspicion. The petitioner is not named in F.I.R. The sections are not made out against this petitioner. Ld. Counsel for the petitioner has further submitted that Chuna Kumar is close pattidaar of accused-petitioner and he had transferred the alleged amount for other purpose

and there is nothing on record to show that said amount is sale proceed of stolen property. Accused-petitioner has no criminal antecedent and he is in custody since 21.02.2026. Accordingly, prayer has been made to allow the bail petition.

Per contra, learned A.P.P. appearing for the state assisted by the learned counsel appearing for the informant has opposed the prayer for bail.

Heard both parties and perused the case record. From perusal of the case record it is evident that, accused-petitioner is not named of F.I.R. but his name has been surfaced during the investigation on the basis of confessional statement made by himself as well as his other associates. While, prosecution has alleged that from the said Toto one battery was stolen and same was sold and sale proceed was transferred into the account of accused-petitioner. While on the other side Ld. Counsel for the petitioner has submitted that Chuna Kumar is close pattidaar of accused-petitioner and he had transferred the alleged amount for other purpose and there is nothing on record to show that said amount is sale proceed of stolen property. No doubt, that there is nothing on record to show that alleged amount i.e., Rs. 2,300/- is sale proceed of stolen property and accused-petitioner is in custody since 21.02.2026 and as per bail petition, the petitioner has got no criminal antecedent.

So having considered the above facts the bail petition is hereby allowed and it is ordered to release the petitioner namely Ritik Kumar, on bail on furnishing of bail bond of Rs. 10,000 with two sureties of the like amount each to the satisfaction of the court.

Addl. Sessions Judge-II
Katihar

Date of order	28.03.2026
Date of Reserving order	N/A
Uploading Date	02.04.2026
Uploaded By	Harshit Raj, Steno, D.A.S.J.-II, Katihar