

P.O.- Sunil Kumar Singh-III, DASJ-III, Katihar
B.P. No. 510/2026
Muffassil P.S. Case No. 254/2025
Md. Arif Vs. State of Bihar

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-III, KATIHAR
BAIL PETITION NO. 510/2026
(Arising Out of Muffassil P.S. Case No. 254/2025)

Md. Arif

... Petitioner

Versus

The State of Bihar

... Opposite Party

Ld. Counsel for the Petitioner:-
Ld. Counsel for the State :-

Sri Rom Shankar, Advocate
Sri Panchanand Singh, APP

Date of hearing/Disposal: 19.05.2026

ORDER

A regular bail petition has been filed on behalf of the accused petitioner namely Md. Arif, who is in jail custody since 26.10.2025 in connection with Muffassil P.S. Case No. 254/2025 for the offence registered U/S 303(2) of the B.N.S. The copy of the same has already been duly served to the Ld. Addl. P.P. for the State.

Heard the Ld. counsel for the petitioner and the learned A.P.P. for the State.

The Ld. counsel of the petitioner has submitted that no A.B.P. or B.P. on behalf of the accused petitioner has been filed or moved before this court or before the Hon'ble High Court, Patna. The petitioner is quite innocent and has committed no offence at all and he has been falsely implicated in this case. The petitioner has two criminal antecedent (i) Mansahi P.S. Case No. 165/25 and (ii) Mansahi P.S. Case No. 166/25. The petitioner has filed the bail petition in the Court of C.J.M., Katihar which has been rejected on 29.04.2026. Cognizance has been taken against the petitioner. No recovery has been made from the possession of this petitioner. The petitioner is ready to furnish local and solvent bailors to the satisfaction of the court. Accordingly, prayed to grant bail.

On the other hand, the Ld. Addl. P.P. vehemently opposed the prayer of B.P. filed on behalf of the above named accused petitioner and submitted that the petitioner has committed the alleged offence under well planned manner. Hence, it is requested to reject the petition of the above named accused petitioner.

The case of the prosecution, in brief, is that Md. Sukuruddin stated that on 21.10.2025 at about 01:00 PM, he had parked his HF Deluxe motorcycle beside the Dalan Canal near his agricultural field and had gone to work in the field. During that time, his motorcycle was stolen by unknown thieves. Hence, the present case.

Date: 19.05.2026

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Heard rival submission of the Ld. counsel on behalf of the accused petitioner and the Ld. Add.P.P. for the State and perused the LCR. From perusal of the same, it transpires that the case has been registered for the offence punishable U/S 303(2) of the B.N.S. against the accused petitioner. The petitioner is not named in the F.I.R., but no motorcycle has been recovered from his possession. The petitioner has though three antecedent, but he is languishing in judicial custody since 26.10.2025. The investigation is complete and charge-sheet has been submitted and custodial interrogation is no longer necessary. There is no chance of absconding or tampering with the evidence and he is ready to co-opearate into trial of this case.

Hence, considering the above facts and circumstances as well as the period of custody, I find it judicious to enlarge the above named accused petitioner on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of like amount each to the satisfaction of the Ld. Court below.

Sd/-

D.A.S.J.- III, Katihar
19.05.2026

Date: 19.05.2026