

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-III, KATIHAR
BAIL PETITION NO. 546/2026
(Arising out of Barsoi P.S. Case No. 56/2025)

Md. Sabbak ... Petitioner

Versus

The State of Bihar ... Opposite Party

Ld. Counsel for the Petitioner:- Sri Pratik Sharma, Advocate
Ld. Counsel for the State :- Sri Panchanand Singh, APP

Date of hearing/Disposal: 17.06.2026

ORDER

A regular bail petition has been filed on behalf of the accused petitioner namely (1) Md. Sabbak, who is in jail custody since 27.04.2026 in connection with Barsoi P.S. Case No. 56/2025 has been registered U/S 305 of BNS. 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 B.P. or A.B.P. on behalf of the accused petitioner has been filed or moved earlier before this court or before the Hon'ble High Court, Patna. The petitioner is quite innocent and has committed no offence and he has been falsely implicated in this case. That the petitioner has six criminal history. The name of the petitioner surfaced on the confessional statement of other co-accused. That there is no material available on record to support the prosecution case against the petitioner. That nothing incriminating article was recovered from the possession of the petitioner. Petitioner is languishing in judicial custody since 27.04.2026. The petitioner is local man and no chance of his absconding. 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 on 27/28.03.2025, incident of theft has occurred in the informant's shop wherein four mobile phones, 30 gram gold along with other valuable ornaments and Rs. 15,000/- cash was stolen. Hence, the present case has been registered.

Heard the Ld. Counsel of both the parties and perused the case diary. The instant Barsoi P.S. Case No. 56/2025 has been registered U/S 305 of BNS against the petitioner. The petitioner is not named accused of the FIR. During investigation, police recovered 71 gram jewellery appearing like silver and Rs. 12,500/- from his possession. However, till now, the identification of this articles have not been completed to show that these are the stolen articles. The one other co-accused of this case have been granted bail on similar facts. The petitioner is also languishing in judicial custody since 27.04.2026. He is ready to cooperate into investigation and trial of this case and there is no chance of absconding or tampering with the evidence.

Hence, considering the above facts and circumstances as well as the period of custody, I find it judicious to enlarge the above named accused petitioners 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 and subject to the condition that he will be physically present before the Court till the framing of charge.

(Sd/-)

(Sunil Kumar Singh-III)
D.A.S.J.- III, Katihar
17.06.2026