

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-III, KATIHAR
BAIL PETITION NO. 554/2026

(Arising out of R.P.F. Post East Katihar P.S. Case No. 06/2026)

Sanjay Basfor

... Petitioner

Versus

The State of Bihar

... Opposite Party

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

Sri Shashi Kumar Mishra, Advocate
Sri Akhilesh Singh, APP

Date of hearing/Disposal: 03.06.2026

ORDER

A regular bail petition has been filed on behalf of the accused petitioner namely (1) Sanjay Basfor, who is in jail custody since 22.04.2026 in connection with R.P.F. Post East Katihar P.S. Case No. 06/2026 for the offence registered 3(a) RP (UP) Act. 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 earlier 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 is Safai Karamchari in Nagar Nigam. That the petitioner was arrested on confessional statement of the co-accused. Any incriminating articles has not been recovered from the possession of the petitioner. That the petitioner is not arrested from the place of occurrence. That the petitioner has no any criminal history. Petitioner is languishing in judicial custody since 22.04.2026 and he is the sole bread earner of his family. 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 the informant Irshad Khan, owner of a scrap shop near Imli Gachh Chowk, Katihar stated that RPF officials recovered burn railway copper wires and an iron rod from his shop during a search on 14.04.2026. He admitted purchasing the materials for Rs. 1200/- from Sanjay Basfor and Anand Kumar without any documents, out of greed. CCTV footage allegedly showed the two accused selling the materials to him. The railway property was seized and he was arrested. Hence, the present case.

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 Case Diary. The present R.P.F. Post East Katihar P.S. Case No. 06/2026 has been registered 3(a) RP (UP) Act against the accused person. The petitioner is named accused in the FIR. The entire alleged recovery of railway property was not made from the conscious possession of the petitioner. His name surfaced on the basis of confessional statement of the co-accused. However, in the CCTV footage only shows his presence at the scrap shop and does not establish the commission of theft. The petitioner is languishing in judicial custody since 22.04.2026. The offence is punishable less than seven years of imprisonment. There is no chance of absconding or tampering with the evidencednce and he is also ready to cooperate into investigation 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/-

(Sunil Kumar Singh-III)
D.A.S.J.- III, Katihar
03.06.2026