

**In the Court of Sessions Judge, Madhepura.**  
**B.P. No. 187/2026**  
**( Arising out of Murliganj P.S. Case No. 334 of 2025)**

**1. Prabhash Kumar S/o Surya Narayan Yadav,**  
**Resident of village – Rampur, Ward No. 13, P.S. - Murliganj, District -**  
**Madhepura. ....Petitioner.**

**Versus**

**The State of Bihar .....Opposite Party.**

**03.**  
**12.03.2026**

**ORDER**

This application for regular bail filed under Section 483 of the BNSS on behalf of the petitioner Prabhash Kumar, who is in custody since 07.07.2025 in connection with Murliganj P.S. Case No. 334 of 2025 u/ss. 303 (2) and 317 (2) of the B.N.S., is pressed today for hearing.

Heard Sri Chandeshwari Prasad Chandan, Chief LADCS, Madhepura appearing on behalf of the petitioner and Sri Bibeka Kumar Singh, learned P.P. on behalf of the State of Bihar.

It is alleged in the First Information Report by the informant Ranjan Paswan that on 06.07.2025 at about 07.00 A.M. in the morning the petitioner and co-accused Guddu Kumar along with their other associates committed theft of hand-pipe installed in the premises of religious place Thakur Baba Sthan Mandir, handed over the hand-pipe to his associate / co-accused Guddu Kumar and got him fled away. It is further alleged that when the petitioner was fleeing away with pulsar motorcycle bearing registration No. BR43AB 3761 then he was caught hold with the help of villagers. The police was informed and the petitioner was hand over to the police.

The learned Chief LADCS appearing on behalf of the petitioner submitted that the petitioner is innocent and has not committed any offence as alleged in the F.I.R. The petitioner has falsely been implicated in this false and fabricated case due to dirty village politics and groupism in collusion with the police in order to harass and humiliate the petitioner in the society. It is further submitted that no such type of occurrence took place at the spot as alleged against the petitioner. No stolen property has been recovered from the possession of the petitioner. The petitioner has been dragged in this case merely on the basis of suspicion. It is further submitted on behalf of the petitioner that cognizance for the offence u/ss. 302 (2) and 317 (2) BNS has already

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been taken against the petitioner on 12.09.2025 and the petitioner is in jail since 07.07.2027 i.e. for more than 08 months without facing trial.

The learned P.P. appearing on behalf of the State of Bihar opposed the prayer for regular bail of the petitioner.

Perused the lower court's case record coupled with the case diary. The petitioner is named in the F.I.R. As per paragraph – 39 of the case diary it appears that charge-sheet has already been submitted against the petitioner vide charge-sheet No. 481 of 2025 dated 31.08.2025. From perusal of lower court's case record it appears that vide order dated 12.09.2025 the learned C.J.M., Madhepura took cognizance of the offence under sections 303 (2) and 317 (2) of the BNS against the petitioner and now the case is pending for framing of the charge against the petitioner. The petitioner is in judicial custody since 07.07.2025.

Considering the above facts, circumstances of the case as well as considering the period of detention of the petitioner in custody since 07.07.2025, the petitioner Prabhash Kumar is directed to be released on bail on his furnishing a bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of like amount each to the satisfaction of the learned lower court in connection with Murliganj P.S. Case No. 334 of 2025 with conditions that (1) one of the bailors shall be a close relative of the petitioner, (2) the petitioner shall not be indulged again in similar nature of offence in future and if he is found to be indulged again in similar nature of offence, his bail bond shall be cancelled automatically and (3) the petitioner shall appear before the trial court on each and every date during trial of the case and if he failed to do so, his bail bond shall be cancelled automatically.

Dictated

*Balram Dubey*

(Balram Dubey)

Sessions Judge, Madhepura.