

COURT OF PRINCIPAL SESSIONS JUDGE, NALANDA, BIHARSHARIF

B.P. No. 58 / 2026

Md. Rahman @ Badshad Vs. The State of Bihar

01.04.2026

The present bail petition has been filed on behalf of petitioner, Md. Rahman @ Badshad, who is in judicial custody since 03.12.2025 in connection with Biharsharif P.S. Case No. 650/2025 registered for the offences punishable u/s. 305(b) and 317(4) of the B.N.S. 2023.

Heard the learned counsel Sri Vibhas Kumar Sinha for the petitioner as well as learned P.P. Sri Anuj Kumar on behalf of the State.

Learned counsel for the petitioner submitted that earlier, no bail petition either anticipatory or regular has been filed on behalf of petitioner either before this Court or before the Hon'ble High Court, Patna. The petitioner is innocent, has committed no offence and he has falsely been implicated in this case. The petitioner is not named in the F.I.R. and the name of the petitioner has come in this case on the basis of confessional statement of co-accused. No incriminating article has been recovered from the possession of the petitioner. The petitioner has no criminal antecedent and he is in judicial custody since 03.12.2025. Hence, the petitioner be granted bail.

Learned P.P. opposed the prayer for bail of the petitioner.

The prosecution case in brief, is that informant Sonu Kumar gave a written petition to the S.H.O. of Biharsharif P.S. alleging therein that informant's motorcycle Royal Enfield 350CC bearing Registration No. BR 01ED 2553 was stolen on 24.05.2022, for which Case No. 230/2022 has been registered at Beur P.S., Patna. On 25.11.2025 at 10:28 A.M., the informant received a message about a Challan being issued from Biharsharif. On 01.12.2025, the informant came to Biharsharif for personal work and saw a vehicle with the same number plate as the informant. When the informant stopped the driver of the motorcycle and questioned him, he said that he had purchased it. After that, both of them came to Biharsharif P.S. with motorcycle, where the driver of the motorcycle told his name as Md. Dilshad. On 02.12.2025, the informant brought the papers of the motorcycle and showed it to Biharsharif P.S.. On checking, it was found that Chasis Number of the motorcycle was tampered, which made it clear to the informant that his stolen motorcycle was being driven by Md. Dilshad.

Heard the learned lawyer for the petitioner as well as the learned P.P. for the

P.T.O.

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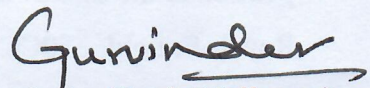
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01.04.2026

State and perused the case record as well as the case diary. The allegation against the petitioner is that he has stolen the motorcycle of the informant and sold it to the co-accused. At Para 2 of the case diary, there is statement of the informant, who has fully supported the case of the prosecution. Witnesses at Para 3 and 31 of the case diary have also supported the case of the prosecution. At Para 22 of the case diary, there is confession of this petitioner wherein he has accepted his guilt. From perusal of Para 33 of the case diary, it is evident that this petitioner has already been charge-sheeted and there is no mention of any criminal antecedent against this petitioner, the petitioner is in custody from 03.12.2025 which is almost four months.

Considering the aforesaid facts and circumstances of this case, and also keeping in mind that the case has already been charge-sheeted, this Court does not find any reason to prolong the incarceration of this petitioner. Accordingly, this Court is inclined to grant bail to the petitioner and hence, the same is hereby **allowed**. The petitioner is directed to be released on bail on furnishing bail bonds of **Rs. 10,000/-** with two sureties of like amount each to the satisfaction of the learned court below.

(Dictated & corrected)


(Gurvinder Singh Malhotra)
Pr. Sessions Judge, Nalanda,
Biharsharif.

Date of order	01.04.2026
Uploading Date	01.04.2026
Uploaded by	Rashmi Raju