

**IN THE COURT OF DISTRICT & ADDITIONAL SESSIONS JUDGE-XXXIII,
PATNA**

**Anticipatory Bail Petition No. 1009/2026
[Arising out of RPF Fatwah P.S. Case No. 276/2026]
[Under Sections 147, 153, 174(C) of Railway Act, 1989]**

**Amlesh Kumar, aged about 28 years, S/o- Brijnandan Prasad, R/o-Kosiyawan, P.S.-
Ekangasarai, District Nalanda.....Petitioner**

Versus

State of Bihar.....Opposite Party

Appearance

Ld. counsel for the petitioner : Sri. Shiv Shambhu Kumar, Advocate

Ld. counsel for the State : Sri. Triloki Prasad Yadav, A.P.P.

**Present : Rajiv Ranjan Sahay,
District & Additional Sessions Judge-XXXIII,
Patna Sadar, Patna**

Order dated: 25.03.2026

ORDER

1. An Anticipatory bail petition No. 1009/2026 has been filed by above named accused petitioner in connection with RPF Fatwah P.S. Case No. 276/2026 for offence registered U/s 147, 153, 174(C) of Railway Act, 1989. The copy of the same has been served to the Ld. A.P.P.

2. The prosecution case, in brief, is that the prosecution case, in brief, is that one Bhaskar Suman, PWI, the informant of this case, submitted a written complaint before the Post Commander, RPF Post, Fatuha, stating therein that on 16.02.2026, while he was on duty, at about 03:30 hours, he received information that in between Hilsa and Ekangarsarai, near railway pole No. 29/18-20, a truck bearing Registration No. JH02AB-6958, while making an unauthorized crossing of the railway track, dashed against a goods train. It is further alleged that due to the said incident, neither any loss of life nor any damage to railway property or track was reported. It is also alleged that after the occurrence, the driver of the said truck fled away from the place of occurrence.

3. The Ld. counsel Sri. Shiv Shambhu Kumar on behalf of the accused petitioner submits that the petitioner has been falsely implicated in this case as he has not committed any offence as alleged in the FIR. The petitioner has got no criminal antecedent at all. The petitioner accused is quite innocent and has committed no offence. The petitioner is belongs to men of means so there is no chance of absconding and tampering with the evidence. The petitioner is ready to abide by all the terms and conditions imposed by this Court. The petitioner is ready to furnish securities as imposed by this court. Therefore, he may be granted bail.

**IN THE COURT OF DISTRICT & ADDITIONAL SESSIONS JUDGE-XXXIII,
PATNA**

4. On behalf of the State, the Addl. P.P. Triloki Prasad Yadav opposed the anticipatory bail petition of the petitioner and prayed to reject the same.

5. Heard both the parties and perused the record. From perusal of case record on the basis of written report of the informant Bhaskar Suman, RPF Fatwah P.S. Case No. 276/2026 on dated 16.02.2026 was registered U/s 147, 153, 174(C) of Railway Act, 1989 against the unknown person as mentioned in the FIR which is also mentioned in parcha No. 1 of the CD. From the perusal of case record, I find that on 16.02.2026, while he was on duty, at about 03:30 hours, he received information that in between Hilsa and Ekgarsarai, near railway pole No. 29/18-20, a truck bearing Registration No. JH02AB-6958, while making an unauthorized crossing of the railway track, dashed against a goods train. The name of the owner of the truck bearing Reg. No. JH02AB6958 has been mentioned in parcha No. 4 From the perusal of In parcha No. 8 of the CD the petitioner has no criminal history. There is neither any loss of life nor any damage to railway property or track was reported due to the said incident. The petitioner is ready to abide by all the terms and conditions imposed by this Court.

From the aforesaid facts and circumstances, I am inclined to enlarge the **petitioner** on bail. In the event of arrest or surrender the petitioner shall be released on furnishing bail bond of Rs. 10,000/- (Ten thousand Rupees) with two sureties of like amount each to the satisfaction of Ld. Court below with condition that one bailor will be his close relative. The petitioner is directed to surrender before the Ld. Court below within 15 days of receipt of the order with the direction to abide the condition laid down under Section 482(2) of B.N.S.S.

Let the order of this bail petition be sent to Ld. Court below. This petition is accordingly disposed off.

Dictated & corrected by me
Sd/-
(Rajiv Ranjan Sahay)
District & Addl. Sessions Judge-XXXIII,
Patna Sadar, Patna

Date of Order	25.03.2026
Date of Reserving Order	25.03.2026
Uploading Date	02.04.2026
Uploaded by	Deepak (Stenographer)