

In the Court of Additional Sessions Judge - II, Patna
B.P. No.1437/2026.

Satyam Kumar **Petitioner.**
Vs.
The State of Bihar **Opposite party.**

Sr. No.	Date	Order with signature of the Court	Office taken Date	Action/s with
	<u>27.07.2026.</u>	This regular bail application has been filed on behalf of petitioner namely Satyam Kumar, S/o Sachin Kumar, At Vill-Daharpur, PS-Ghoshi, Dist.-Jahanabad, at present R/o Baba Chauk, Road No.-9, PS-Shashtri Nagar, Dist.-Patna who is in custody since 17.03.2026 in connection with Patliputra P.S. Case No.137/2026 for the offence registered U/S 303(2) of the B.N.S., pending in the court of Ld. ACJM X, Patna. Heard the learned counsel for the petitioner as well as the learned Addl. P.P. for the state. The prosecution allegation as per written application submitted by the informant Aditya Kumar Raj before the SHO , Patliputra on 15.03.2026 in brief, is that the informant took his friend's bike which is registered in the name of his father Rajendra Prasad Sah bearing model no. FZSV2, registration no. BR01DX3393 and reached his temporary address Indrapuri, House No.- 5 on 14.03.2026 at 05:00 PM and parked it in the parking outside the house, but when he looked the next morning on 15.03.2026 at 07:00 AM the said bike was not at the said place and even after a lot of searching no tress of the said bike could be found. Learned counsel appearing on behalf of the petitioner has submitted that the petitioner is quite innocent, though has committed no offence, much less the alleged offences has falsely been implicated in this case die to brevity of police as petitioner is indigent person of society having burden of maintenance of his disabled and sick parents was living in Patna and working as a guard for earning to survive himself and feeding with medicine of his parents. The police did not bring CCTC footage on record of that case, neither wearing cloths as alleged in CCTV footage were recovered nor sent present photo of petitioner with CCTV footage for matching the person in CCTV footage with petitioner to FSL to bring the truth before the court but initiated prosecution against petitioner on mare statement to give such effect. Such procedure of police is followed only when police falsely implicated innocent person in case so that actual perpetration could be saved by police for getting illegal gain from actual perpetrator. Otherwise there is no reason for duty bound police officials suppress the true CCTV footage during investigation to place before Ld. Court. Ld counsel contends that police did not recovered any incriminating articles from the possession of petitioner or got any articles on		

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information led recovery and the accusation is omnibus and general and quite vague in nature. The petitioner is languishing in custody since 17.03.2026. The petitioner has no criminal antecedent. Hence taking into consideration all the facts and circumstances of the case, the petitioner deserves to be released on bail.

On the other hand learned Addl. P.P. opposed the prayer for bail of the petitioner contending that the petitioner confessing his guilt gave vivid picture of the alleged occurrence.

Heard both sides, perused the record, case-diary and other materials available on the record. I also perused the case diary which reveals that petitioner is not named in the FIR his name surfaced in this case on the basis of suspicion. No any incriminating article has been recovered from the possession of petitioner. Charge sheet has been submitted against the petitioner. The petitioner was remanded in this case on 17.03.2026. The petitioner has no criminal antecedent vide Para-48 of of the case diary.

Thus, considering the aforesaid facts and circumstances of the case, nature of allegation, period of custody undergone by the petitioner, he is also directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten thousand only) with two sureties of the like amount each to the satisfaction of Ld. ACJM X, Patna.

Dictated,

Sd/-

Addl. Sessions Judge-II, Patna.

27.07.2026.

Contd.
27.07.2026.

Date of Judgment/Order	27-07-2026
Date of Reserving Judgment/Order	27-07-2026
Uploading Date	27-07-2026
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