

**BAIL PETITION NO. 241 OF 2026**  
**(Arising out of Danapur P.S. Case No. 1174 of 2025)**

**Golu Kumar @ Ayush, aged about 23 years, s/o Raj Kumar Sharma, r/o- Vill. Pothiabazar, Presently, Bhatta Road, rented in the house of Sonu Yadav, P.S. Danapur, Distt. Patna**

.....Petitioner

Vs.

The State of Bihar..... O.P.

Appearance;- For the Petitioners; Sri ..... (Adv.)  
For the Opposite Party; Sri Kalam Ansari (Addl. P.P.)

Present: - Naghma Tarannum, Addl. Sessions Judge-04, Danapur

**ORDER**

04.03.2026	<ol style="list-style-type: none"><li>1. The present application for bail, dated 20.02.2026, has been moved on behalf of the petitioner/accused Golu Kumar @ Ayush, who is in judicial custody since 13.11.2025 in connection with Danapur P.S. Case No. 1174/2026, registered for the offences punishable under Section 304, 317(2) and 3(5) of the Bharatiya Nyaya Sanhita, 2023.</li><li>2. Heard learned counsel for the petitioner and learned Addl. Public Prosecutor for the State. Perused the materials available on record.</li><li>3. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence and has been falsely implicated in this case. It is contended that nothing incriminating has been recovered from the possession of this accused. It is further contended that, name of this accused petitioner has been surfaced in the confessional statement of one Jaiki Kumar, who was arrested by the police. In fact the petitioner has no any connection with the co-accused nor on the date of alleged occurrence he was with him. Therefore no offence u/s 317 BNS is attracted against him in any manner. That the petitioner has one criminal case against him in which</li></ol>	Contd.
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06-03-2026

he is on bail, he undertakes to abide by all conditions imposed by the Court.

4. Per contra, learned Addl. P.P. opposes the prayer for bail, submitting that though the offence may appear to be simple in nomenclature, the alleged occurrence is very serious in nature, because the co-accused was caught while snatching away a mobile phone of a passenger and this accused petitioner succeeded in fleeing of the spot. His name was disclosed by the co-accused only. The petitioner is having a criminal case of similar nature, hence does not deserve the privilege of bail at this stage.
5. At the stage of consideration of bail, a detailed appreciation of evidence is neither warranted nor desirable. The Court, however, is duty-bound to consider the nature and gravity of accusation, the materials collected, the stage of the case, the likelihood of tampering with evidence or influencing witnesses, the possibility of absconding, and whether further custodial detention is necessary.
6. From the materials on record, it prima facie appears that the petitioner was caught while fleeing snatching a mobile phone of a passenger. It is also emerging from para 21 of the case diary that the petitioner is having a criminal antecedent of similar nature. At this stage, the petitioner has not been able to furnish any satisfactory explanation with regard to his false implication in this case. The investigation, as submitted, stands concluded and the petitioner has been charge-sheeted under the aforesaid sections.
7. The nature of accusation, the attendant

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06-03-26

IN THE COURT OF ADDL. SESSIONS JUDGE-IV, DANAPUR  
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06.03.2026

prima facie linkage presently appearing from the record, do not persuade this Court to extend the discretionary relief of bail at this stage.

8. In view of the aforesaid facts and circumstances, the prayer for bail of the petitioner Golu Kumar @ Ayush Kumar is rejected.

9. It is made clear that the petitioner shall be at liberty to renew his prayer for bail at an appropriate stage, if there is any change in circumstances, or if the trial does not proceed with due dispatch.

10. Let this order be communicated to the learned court below forthwith for compliance.

Dictated

*Addl. Sessions Judge-04, Danapur*