
BP No. 616/2026, BP No. 666/2026 & BP No. 672/2026
(arising out of Khagaul P.S. Case No. 185 of 2026)
Date of order 19th June, 2026

BP No. 616/2026
Khagaul PS Case No. 185/2026

Vikash Kumar, s/o- Subodh Kumar
r/o- Sultanpur, PS- Maner, District- Patna

.....**Accused-Petitioner.**

V/s

The State of Bihar.....Prosecution.

With

BP No. 666/2026

Khagaul PS Case No. 185/2026

Chintu Kumar, s/o- Satyendra Pandey
r/o- Yaduvanshi Nagar, Civil Court, Danapur, Patna

.....**Accused-Petitioner.**

V/s

The State of Bihar.....Prosecution.

With

BP No. 672/2026

Khagaul PS Case No. 185/2026

Dipu Kumar, s/o- Sanjay Ray @ Sanjay Singh
r/o- Yaduvanshi Nagar, Civil Court, Danapur, Patna

.....**Accused-Petitioner.**

V/s

The State of Bihar.....Prosecution.

ORDER

19.06.2026

Present:

Ld. Counsel Shri Jitendra Sharma, Advocate for the applicant accused persons in BP No. 666/26 & BP No. 672/26.

Ld. Counsel Shri Vijay Kumar, Advocate, for the applicant accused in BP No. 616/26.

Md. Kalam Ansari, Addl.P.P. for the State.

1 These regular bail petition filed on behalf of above named accused-petitioners are in judicial custody since 18.04.2026 in connection with Khagaul P.S. Case No. 185 of 2026, registered- U/S- 126(2), 127(2), 316(2), 318(4), 137(2), 140(2), 303(2), 61(2),

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3(5) BNS. All the three regular bail petitions are related to same case as of **Khagaul PS case No. 185 of 2026** and thus they are heard together.

2. Heard the Ld. Counsel for the applicant accused as well as the Ld. Public prosecutor for the state.

3. The applicant accused submitted that they are quite innocent and they have not committed any offence and they have falsely been implicated in this case. It is also submitted that no similar bail application is filed in this court or before the Hon'ble court. It is further submitted that the applicant accused persons bear no criminal antecedent and they are in judicial custody since 18.04.2026. It is further submitted that nothing is recovered from the possession of the applicant accused persons and they are not named in the FIR and no direct or indirect allegation against them and the police recorded their confessional statement of the applicant accused persons in police custody which statement has no legal value and no suspicion is made by any witness regarding the involvement of applicant accused persons and no section of FIR is attracted against them and they are in judicial custody since 18.04.2026. The applicant accused persons are ready to furnish sound surety.

4. During the course of hearing, case diary as well as the case diary was called. Heard and perused the record. On perusal of the record, it is revealed that this case is registered on the basis of an application of the informant Sunil Kishore Bhai Fichadiya Proprietor of the firm M/s KV & Sons, wherein he stated that on 02.04.2026, he sent his staffs Mahesh Lalit Bhai Mamtora and Prince Jitendra Rampadiya with gold 14,947.550 gm to Bakarganj Mandi Patna, through Ahmadabad-Asansol express train and on 04.04.2026 at about 01:00 PM, they deboarded the train at Danapur station and hired a tempo for Bakarganj Mandi and on the way at about 01:11 PM, at Khagaul Rob overbridge two Appache motorcycles and one Pulsar Motorcycle and two persons on each of the motorcycles and one blue colour Baleno Car Registration No. BR11AT-7496 and they restrained their tempo on the way and pretending themselves as custom officer, and they took the bag containing the gold jewellery by saying that the material to be tested & verified and they took away the those bag containing jewellery and one staff named Mahesh in their Baleno Car and after sometime the said person

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named Mahesh was left in the said Baleno Car at Naubatpur, and then they had fled away with those bag containing jewellery. The entire alleged scene was narrated to the informant by his staffs Mahesh Lalit Bhai Mamtara and Prince Jitendra Bhai Rampadiya.

5. On the other hand, the learned Addl. P. P. for the State opposed the prayer of bail.

6. During the course of hearing the updated case diary was called. Heard and perused the record, it appears that before registration of the FIR dated 05.04.2026, IO recovered a Baleno Car BR11AT-7486 on the road at Naubatpur, near fauzi dhaba and in the said car two empty bag and four caps were recovered and one Pulsar motorcycle was also recovered near AIIMS Golambar and accordingly seizure list of the said car, bags, caps were prepared on 04.04.2026 at 06:00 PM allegedly recovered at Naubatpur, and the motorcycle allegedly recovered at AIIMS Golambar and for which seizure list was prepared on 04.04.2026 on 08:00 PM. During the course of investigation IO recorded the statement of the informant as well as the statements of his two staffs Mahesh Bhai Mamtara and Prince Jitendra Rampadiya in para No. 4 and 5 of the case diary wherein they supported the allegation as levelled in the FIR. Thereafter, IO recorded the statement of tempo driver Sanjay Kumar and he also supported the fact that two persons hired his tempo for rupees 300 for going to Nala Road and regarding the incident occurred on ROB overbridge as alleged in the story of the prosecution. IO submitted the case diary upto para No. 137 dated 20.04.2026 on 15.06.2026 and again he submitted the case diary upto para No. 177 dated 03.06.2026 on 17.06.2026 without any explanation which shows that the IO prepared or drawn up the case diary after para No. 137 to 177 after 15.06.2026.

It appears that during the course of investigation of this case and during patrolling duty the applicant accused persons Vikash Kumar, Dipu Kumar and Chintu Kumar were apprehended and the applicant accused persons are in judicial custody since 18.04.2026 in spite of the fact they were arrested by the police on 16.04.2026. Involvement of applicant accused persons appear to have been surfaced on the basis of confessional statement of the co-accused persons in police custody. Nothing any incriminating or stolen property was recovered from the possession of the applicant accused persons and neither any telephonic

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conversation in the shape of scientific evidence like CDR/SDR nor any financial transactions, involving the applicant accused persons in the alleged commission of offense has come during the investigation against the applicant accused persons in relation to the offense alleged to have been occurred on 04.04.2026. The IO did not get any effort to conduct the TIP as such. Besides the confessional statement of the co-accused as well as all the accused persons nothing incriminating material is recovered from the possession of the the applicant accused persons for their prima facie involvement in the commission of the offence or retaining the stolen property. The applicant accused persons are in judicial custody since 18.04.2026.

Considering the facts and circumstances of this case the applicant accused persons are directed to be released on bail on furnishing the bail bond of Rs. 25,000/- along with two sureties of the like amount each, subject to condition 480(3) BNSS and one of the surety of applicant accused shall be close relative and the applicant accused shall join the investigation as and when required by the Investigating Officer.

Let the copy of this order be sent to the court concerned.

(Dictated)

Sd/-

Sunil Kumar - III,
DASJ – VI, Danapur
19.06.2026