

In The Court Of District & Additional Session Judge-Ist, Saharsa
R.B.A No.- 342/2026

Date of order of proceedings	Order with signature of the Court	Office action taken with date
04/06/2026	Heard both sides on the regular bail application of the accused Md. Abdul @ Md. Abdul kalam, who is in judicial custody since 24.04.2026. The Ld. Lawyer appearing on behalf of the petitioner submits before the court the instant case has been instituted against the unknown for alleged theft of one Motorcycle. The said Motorcycle was recovered from the possession of Md. Shoab for which Sonbarsa Kachahri P.S case no. 43/2026 has been registered. On the basis of confessional statement of Md. Shoab name of the petitioner transpires in that case and in this case also. In fact no any Motorcycle has been recovered from the conscious possession of the petitioner or as per disclosure statement of the petitioner. Nor any seizure list bears the signature of the petitioner. Hence, prayer is made to enlarge the petitioner on bail. Ld. A.P.P opposed the bail. Having heard both the sides and perused the case record and find that the instant Saharsa P.S case no. 407/2026 has been instituted against the unknown for alleged theft of Motorcycle of Shailesh Kumar the informant. The said Motorcycle was recovered in Saharsa Kachahri from the possession of the Md. Shoaib for which Sonbarsa Kachahri P.S case no. 43/2026 has been instituted. In that case on the basis of confessional statement of the arrested Md. Shoaib the name of the petitioner came and in that case the petitioner has enlarged on bail by the Ld. CJM Saharsa Vide order 12.02.2026. Therefore, considering the facts and circumstances of the case as the petitioner was not accused in FIR and no any incriminating article has been recovered from the conscious possession. The accused petitioners is directed to be released on bail after furnishing bail bond of 10,000 with two surities of like amount. Dictated Sd/ D.A.S.J-I, Saharsa	

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