

IN THE COURT OF DISTRICT & ADDITIONAL SESSIONS JUDGE-IV,
SAHARSA

R.B.A. NO. 396/2026

Saharsa P.S. case no. 69/2025

Deepak Kumar @ Kaila

....Petitioner

versus

The State of Bihar

Order

22.07.2026

1. Regular Bail application has been filed on behalf of petitioner namely **1. Deepak Kumar @ Kaila**, who is **in judicial custody** since 11.03.2025, in connection with Saharsa P.S Case No. 69/2025 registered u/s 304, 307, 317(2) and 3(5) of BNS.

2. The brief facts leading to lodging of the present FIR as per informant Harinandan Kumar is that at about 8 PM when he was going to his house, then near Narayana Medical College, 4 persons on two bikes overtook and apprehended him and snatched his bike bearing no. BR-1950399 and Vivo Mobile and rupees 2,000/-.

3. Heard Ld. counsel for the petitioner and Ld. APP for the State.

4. Ld. Counsel for the petitioner submits that in the present matter 3 witnesses has been examined and non of the witnesses has identified the petitioner.

5. Ld. APP vehemently opposes the bail petition stating that as per para 33 the **stolen Motorcycle was recovered from the petitioner** and further submits that the second attempt of bail of the co-accused namely Manish Kumar has been rejected by the Hon'ble High Court vide its order dated 24.04.2026 passed in Cri. Misc. No.- 17409/2026.

6. Perused the case record and case diary, on perusal of record, it transpires that the petitioner belongs to a gang, which does crime of theft, dacoity, robbery. As per para 105 of case diary and para 3 of bail petition, the petitioner has following criminal antecedent:-

1. Kishanpur P.S case no- 283/20, u/s- 399/120(B) of IPC & 25(1-B)a, 26, 35 of Arms Act.

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2. Bihra P.S. case no. 13/2025 u/s 309(5), 351(2) of BNS
3. Nauhatta P.S. case no. 13/2025 u/s 303(2) of BNS
4. Saharsa P.S. case no. 135/2025 u/s 317(5)(4) of BNS
5. Bihra P.S case no.- 12/2025, u/s- 109(1), 126(2), 352, 3(5) of IPC & 27 of Arms Act.

7. Considering the criminal antecedent **AND** recovery of Mobile **AND** the fact that the second attempt of bail of co-accused has been declined by the Hon'ble Court, this court **does not incline** to grant bail to the accused/petitioner namely Deepak Kumar @ Kailia, hence, his prayer is hereby **rejected**.

Accordingly the present bail petition is disposed off.

Dictated

Sd/-

Avinash Kumar-I

Dist. & Addl. Sessions Judge-IV
Saharsa