

IN THE COURT OF ADDITIONAL SESSIONS JUDGE-IV, SAHARSA

R.B.A. NO. 306/2026

Sonbarsa Kachahari P.S. case no. 43/2026

Md. ShoaibPetitioner

versus

The State of Bihar

Order

19.06.2026

1. Bail application has been filed on behalf of petitioner namely **1. Md. Shoaib, who is in judicial custody since 18.04.2026**, in connection with Sonbarsa Kachahari P.S Case No. 43/2026 registered u/s 303(2), 317(2) and, 317(5) of BNS.

2. The prosecution story in brief as per informant Rahul Kumar, (Sub Inspector), is that on 17.04.2026, while he was on patrolling, a person sitting on motorcycle started flying after seeing the police, who was later on apprehended and on inquiry, he disclosed and confessed that it is stolen motorcycle without number plate.

3. Heard Ld. Counsel for the petitioner and Ld. APP for the state.

4. Ld. Counsel for the petitioner submits that petitioner is quite innocent and has committed no offence and has falsely been implicated in this case.

5. He further submits that petitioner is a young boy of 21 years age, having no criminal antecedent and he is **in custody since 18.04.2026**. Ld. Counsel for the petitioner further submits that he is the only son of widow mother and he will not repeat the alleged offence in future.

6. Ld. APP vehemently opposes the bail petition stating that in para 27 of case diary, it has come that motorcycle in question is a stolen motorcycle.

7. Considering the **period of custody AND** young age **And** clean antecedent **And** the fact that he is only the bread earner of his family and

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only support to his widow mother, the prayer for regular bail of accused/petitioner **Md. Shoaib** is **allowed** and he is directed to be released on bail on furnishing of bail bond of Rs. 10000/- with two sureties of like amount. However, petitioner **is directed to report and mark his presence** in the police station of his native village i.e. **Sonbarsa Kachahari Police Station** in **first week** and **third week** of every month for **next 6 months** and SHO of the concern police station is directed to keep a Register and mark the presence of the accused/petitioner in the said register.

8. Ld. Counsel for the petitioner submits that accused/petitioner is willing and would be loving to do some social work and community service for the society. Therefore he is asked to give **Shram Daan** for **5 days in week, 2 hours daily for next 6 months** in nearby Mosque and after completion of every month, he will obtain a certificate from the Mutawalli/Imam , and submit the same in the court concern and also **plant 50 fruit bearing tress or trees like Baniyana, Neem or Pipal (encouraging the Bihar Government Scheme 'JAL JEEVAN HARYALI')** in the public place such as Temple, school, Masjid etc and shall **take care** of those tress **for next six months** and file the **photographs** of planting of those trees in the court concerned and obtain a certificate from the **Mukhiya or Sarpanch or Ward Counselor** of his area after plantation of these trees and shall file the same within one month and also after completion of care for 6 months and shall file the same in the court concern.

Let the copy of this order be sent to the SHO of concern police station.

Accordingly the present bail petition is disposed off.

Dictated

Sd/-

Avinash Kumar-I

Addl. Sessions Judge-IV
Saharsa