

In the Court of Sri Pawan Kumar Pandey
Principal District & Sessions Judge, Sheikhpura.
S.Tr. No. :- 119/2025
I.A. No. 01/2025

Ghanshayam Bharti, S/o Munshi Giri
R/o Village – Sikandrapur,, P.S- Shahpur,
District- Patna.....Petitioner.

Vs.

The State of BiharOpposite Party.

For the Petitioner :- Sri Ranvijay Kumar, Ld. Advocate.
For the O. P. (State) :- Sri Uday Narayan Sinha, Ld. P. P.

ORDER

19.07.2025 Bail petition has been filed on behalf of accused petitioner Ghanshayam Bharti under custody since 24.01.2025 in connection with Barbigha P.S. Case No. 177/2024. The present case has been registered U/s. 309(4) of B.N.S against the four unknown persons for committing the offence U/s. 309(4) of B.N.S. During the course of investigation, the name of accused petitioner came in this case on the basis of confessional statement. The allegation against the accused petitioner is that he along with other co-accused has committed robbery from Axis Bank, Barbigha Branch and looted Rs. 25,44,275/-. Hence, he has moved this bail petition. Charges have been U/s. 310(2), 310(6), 111(3), 111(4) of B.N.S.

Learned Advocate for the accused petitioner has submitted that accused petitioner is innocent and has not committed any offence as alleged, rather he has been falsely implicated in this case by the informant only on suspicion. Earlier, the accused petitioner has not filed any bail petition before this Court or before Hon'ble High Court, Patna. The accused petitioner has five criminal antecedents vide Ruparpur P.S. Case No. 227/2014 U/s. 25(1-B)A, 26, 35 of Arms Act, (2). Dhanarua (Patna) P.S. Case No. 326/2024 U/s. 395 of I.P.C, (3). Bihta (Patna) P.S. Case No. 490/2024 U/s. 392/34 of I.P.C, (4). Bihta (Patna) P.S. Case No. 520/2024 U/s. 392/34 of I.P.C & (5). Dulhin Bazar (Patna) P.S. Case No. 326/34 U/s. 309(4) of B.N.S. The accused petitioner is not named in the F.I.R. During the course of investigation, the name of accused petitioner came in this case on the basis of confessional statement. During the investigation, the police added the name of the petitioner without any legal evidence. No incriminating material including the looted money has been recovered from the possession of accused petitioner. There is nothing in the record to show the involvement of accused petitioner in the alleged offence. The accused petitioner is in custody since 24.01.2025.

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19.07.2025 Ld. P.P. strongly opposed the prayer for bail of accused petitioner and has submitted that accused petitioner is involved in the alleged crime along with co-accused. Accused Petitioner has five criminal antecedents. Charges have been framed and matter is pending for recording the evidence.

Heard the learned Advocate for the accused petitioner as well as Ld. Public Prosecutor and perused the record. From perusal of case record, it transpires that the allegation against the accused petitioner is that he along with other co-accused has committed robbery from Axis Bank, Barbigha Branch and looted Rs. 25,44,275/-. The allegation against the accused petitioner is serious in nature and from perusal of case record, a prima facie case appears to be made out against the accused petitioner. There is sufficient material against the accused petitioner showing his complicity in the alleged crime. Accused Petitioner has five criminal antecedents. Charges have been framed and matter is pending for recording the evidence. Considering the above facts and circumstances, allegations are serious in nature, gravity of the offence and accused petitioner has five criminal antecedents, hence, I am not inclined to enlarge the accused petitioner Ghanshayam Bharti on bail. The prayer for bail of the accused petitioner stands rejected.

Dictated.

Principal District Sessions Judge
Sheikhpura.
19.07.2025