

In the Court of Motish Kumar Singh Sessions Judge, Siwan
Bail Petition No. 706/2026
Mairwa P.S Case No. 96/2026
Rakesh Ram @ Rakesh Kumar Ram.....Petitioner
Versus
The State of BiharOpposite Party

09.07.2026

ORDER

1. Learned counsel for the petitioner moves present bail application filed on behalf of the accused-petitioner namely **Rakesh Ram @ Rakesh Kumar Ram**, who is in judicial custody since 23.05.2026 in connection with Mairwa P.S Case No. 96/2026 registered u/s 111(2), 318(4), 338, 336(3), 317(2), 317(5) of BNS.
2. Learned counsel for the petitioner submits that petitioner is innocent and has committed no offence, rather he has falsely been implicated in this case. The prosecution story is totally false, concocted and baseless. Petitioner bears no criminal antecedent. Ld. Counsel further submits that nothing has been recovered either from the person or possession of the petitioner. Petitioner is in judicial custody since 23.05.2026. There is no chance of his absconding and tampering with the evidence. Hence, learned counsel prays for bail.
3. On the other hand, Ld P.P vehemently opposes the prayer of bail.
4. Heard. Perused the record.
5. From perusal of the record, it transpires that an F.I.R vide Mairwa P.S Case No. 96/2026 was registered on 27.02.2026 u/s 111(2), 318(4), 338, 336(3), 317(2), 317(5) of BNS against the petitioner along with other co-accused persons. As per FIR, the informant alleged that on 26.02.2026 at about 18:00, he started vehicle checking near English Chauk. During vehicle checking, he stopped two persons riding on blue coloured without number plate Apache motorcycle and on query, they disclosed their name as Firoj Ansari and Vishal Kumar and asked the paper of Apache Motorcycle, but they did not produce paper and not given satisfactory answer about the paper. On search, one keypad mobile of samsung company bearing sim no. 9523898706 was recovered from the possession of Vishal Kumar. On query,

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they stated that they are involved in motorcycle theft in border area and also disclosed the name of their associates as Firoj Ansari, Vishal Kumar, Bablu Khan, Prince Kumar, Shaktipuri, Aman Kumar, Shivam Kumar, Rakesh Ram (petitioner).

6. From perusal of the record, it appears that the petitioner was not nabbed on spot and his name is transpired in this case on the confessional statement of co-accused Firoz Ansari and Vishal Kumar. During search of the house of petitioner, One Hero Honda Splendor plus motorcycle was recovered on the door of petitioner. Moreover, petitioner is in judicial custody since 23.05.2026. Other co-accused persons have been enlarged on bail by this court vide order dated 07.04.2026 and 09.04.2026 in B.P No. 300/2026, 318/2026, 389/2026. Charge-sheet has been submitted against the petitioner.

7. As per para-3 of the bail petition as well as para-120 of the photo copy of case diary, it appears that petitioner bears no criminal antecedent.

8. Considering the aforesaid facts and custody period of the petitioner, the present bail application is **allowed**, the petitioner is directed to be released immediately on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of the court below **with condition that the petitioner shall not repeat such offence in future. If the petitioner is subsequently found indulged in similar offences, the learned trial court shall take steps for cancellation of his bail bond.**

(Dictated)

(Motish Kumar Singh)
Sessions Judge, Siwan.
09.07.2026