

In the Court of Addl. Sessions Judge-Vth, Siwan.
Bail Petition No. 616/2026
Daraundha P.S. Case No. 182/2026
Suraj Sharma @ Suraj Kumar Sharma Petitioner.
Vs.
The State of Bihar O.P.

ORDER

17.07.2026

This bail petition has been filed on behalf of custodial-accused namely **Suraj Sharma @ Suraj Kumar Sharma** in connection with Daraundha P.S. Case No. 182/2026 registered u/s 309(4), 3(5) of BNS against three unknown persons, put up and pressed. The petitioner is in judicial custody since **15.05.2026**.

Heard both sides.

As per the written petition of informant Abhishek Kumar, the prosecution case, in short, is that at present, the informant is working in the ICICI Bank at Babunia Road, Siwan. It is alleged that on 22.04.2026, the informant was returning from Chhapra after attending meeting held at ICICI regional branch, Chhapra, as soon, the informant reached near Dholakia bridge, at about 09:50 P.M at night, three unknown persons riding on motorcycle overtook informant's scooty and stopped the same. It is alleged that all the three accused persons looted informant's marooned-colour scooty bearing registration no. BR01JH-1003 and One Plus 87 mobile having inserted two SIMs.

Ld. Counsel of petitioner submits that the petitioner is innocent and has committed no offence rather he has falsely been implicated in this case with malafide intention. There is one criminal antecedent against the petitioner as Hussainganj (M.H. Nagar) P.S. Case No. 177/2025, in which, the petitioner is on bail. No case u/s section 309(4) of BNS is made out against the petitioner. The petitioner is not named in the F.I.R, his name has been surfaced in this case on confessional statement of co-accused Abhishek Yadav. Nothing has been recovered from the person or possession of the petitioner. The prosecution story is entirely false and concocted. The petitioner is in judicial custody since 15.05.2026. There is no chance of his absconding or tampering with the prosecution evidence. Hence, he prays for anticipatory bail.

On the other hand, Ld. A.P.P opposes prayer of anticipatory bail.

Having gone through the aforesaid facts and submissions as advanced on behalf of both sides and after perusal of record, it appears that this

In the Court of Addl. Sessions Judge-Vth, Siwan.
Bail Petition No. 616/2026
Daraundha P.S. Case No. 182/2026
Suraj Sharma @ Suraj Kumar Sharma Petitioner.
Vs.
The State of Bihar O.P.

case has been registered u/s 309(4), 3(5) of BNS against unknown persons. The petitioner is not named in the F.I.R, his name has been surfaced in this case on the confessions statement of co-accused Abhishek Yadav that is evident from para no. 39 of case diary. There is direct and specific allegation against the petitioner for theft of informant's mobile, which is recovered from the conscious possession of the petitioner. The petitioner bears one criminal antecedent having Hussainganj P.S. Case No. 177/25. He is languishing in judicial custody since 15.05.2026.

So, considering the aforesaid facts, it does not seem proper to enlarge the petitioner at this stage, hence his prayer of bail is hereby **rejected**. **However. The petitioner may renew his prayer for bail after framing of charge against him.**

(Dictated)

Sd/-

(Umashankar)
Addl. Sessions Judge-Vth,
Siwan.
17.07.2026.