

In the Court of Addl. Sessions Judge-Vth, Siwan.

Bail Petition No. 646/2026

Duraundha P.S. Case No. 182/2026.

Abhishek Yadav Petitioner.

Vs.

The State of Bihar O.P.

ORDER

25.06.2026

This bail petition has been filed on behalf of custodial-accused namely **Abhishek Yadav** in connection with Duraundha 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 meeting held at ICICI regional branch, Chapra. 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 are three criminal antecedents against the petitioner as (1) Andar P.S. Case No. 146/22, (2) Siwan Mahila P.S. Case No. 54/21 and (3) Siswan (Chainpur) P.S. Case No. 293/21. 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 and he was not present at the P.O, so he is not involved in this case. 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 bail.

On the other hand, Ld. A.P.P opposes prayer of 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 case has been registered u/s 309(4), 3(5) of BNS against unknown persons. The

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petitioner is not named in the F.I.R. Nothing recovered from his possession. Allegation against the petitioner is that he was trying to purchase said stolen scooty from Mansek Yadav but due to excess demand, he could not purchase it. No T.I.P. has been held. The petitioner is languishing in judicial custody since 15.05.2026.

So, considering the aforesaid facts, it seems proper to enlarge the petitioner on bail after furnishing bail bonds of Rs. 10,000/- with two sureties of like amount each to the satisfaction of learned trial court.

(Dictated)

Sd/-

(Umashankar)

Addl. Sessions Judge-Vth,

Siwan.

25.06.2026