
In the Court of Sessions Judge, East Champaran at Motihari.

Present:-

Abhishek K. Das
Sessions Judge,
East Champaran at Motihari

Bail Petition No. 2372 of 2026

1. Ram Manjhi @ Rama Manjhi, aged about 23 years, S/o- Lt. Sobhan Manjhi.

2. Shiv Kumar Banerjee @ Godho, aged about 19 years, S/o- Manik Banerjee.

Both are R/o village- Dhekaha Bala Tola Jagatiya, P.S. Pipra Kothi, District- East Champaran.

-----**Petitioners.**

Versus

The State of Bihar

-----**Opposite party.**

Counsel for the Petitioners :- Sri Chandan Kumar, Advocate.

Counsel for the State :- Sri Khublal Prasad, Public Prosecutor.

13.08.2026

This bail petition is filed on behalf of the petitioners, namely, (1) Ram Manjhi @ Rama Manjhi and (2) Shiv Kumar Banerjee @ Godho, who are in judicial custody since 29.04.2026 in connection with Sugauli P.S. Case No. 205 of 2026 u/ss 303(2), 111, 317(2) of Bharatiya Nyaya Sanhita, 2023.

In para-2 of the bail petition, it is mentioned that no other regular or anticipatory bail petition has been filed on behalf of the petitioner either in this court or before the Hon'ble Patna High Court. As per para-3 of the bail petition both the petitioners have similar criminal antecedent vide Pipra Kothi P.S. Case No.185/2026 u/s 338, 336(3), 317(4), 317(5), 111(2), 3(5) of B.N.S. and apart from that Petitioner No.1 and 2 have also criminal antecedents vide Pakridayal P.S. Case No.283/2019 u/s 379, 382 of I.P.C. and Town P.S. Case No.334/2026 u/s 303(2) of B.N.S., respectively. As per para-4 of the bail petition, the petitioners are in judicial custody 29.04.2026.

As per F.I.R., the informant had come to his brother-in-law Sushil Kumar Pandey's house in Majhauriya for some work. He took his brother-in-law's motorcycle for some work and came to Punjab National Bank's Sugauli Branch on 10.04.2026 at around 01:25 P.M. and locked the motorcycle in the bank premises and went inside the bank. When he came down after the bank work was over, he saw that the motorcycle was not at that place and after searching a lot, he couldn't find it. The said motorcycle was registered in the name of his brother-in-law Sushil Kumar Pandey, bearing registration no.BR-05-AS-7452, Chasis No.MBLHAW12XLHL21911 and Engine No.HA11EYLHL16122.

The learned counsel for the petitioners has submitted that the petitioners are quite innocent and they have committed no offence. The allegations whatsoever levelled

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against the petitioners are false and concocted. The F.I.R. of this case has been lodged against unknown persons.

The learned Public Prosecutor appearing on behalf of State opposed the prayer for bail.

Heard both sides and perused the record. From perusal of record, it transpires that the F.I.R. has been registered against unknown, but name of the petitioners surfaced in this case from perusal of para-21 of the case diary, where police recovered the said stolen motorcycle and arrested the petitioners and on interrogation they disclosed that both of them had stolen the said motorcycle. Police has also recorded the confessional statement of the petitioners in which they confessed about their involvement in the incident which is mentioned in para-23 and 24 of the case diary. As per para-32 of the case diary, the petitioners were seen stealing the said motorcycle and fleeing away in the C.C.T.V footage. As per para-2, 9 and 10 of the case diary, the informant in his restatement and witnesses have supported the prosecution case. As per para-3 of the bail petition both the petitioners have similar criminal antecedent vide Pipra Kothi P.S. Case No.185/2026 and apart from that Petitioner No.1 and 2 have also criminal antecedents vide Pakridayal P.S. Case No.283/2019 and Town P.S. Case No.334/2026, respectively but nothing is mentioned regarding the criminal antecedents of the petitioner in the case diary. As per Para-50 of the case diary, police has submitted charge sheet against these petitioners vide Charge Sheet No.313/2026 dated 30.04.2026. Cognizance has already been taken against the petitioners by the Ld. Trial Court.

In the facts of the case as discussed above and keeping in view nature of allegation, materials available in the case diary and two criminal antecedents of both the petitioners, I am not inclined to enlarge the petitioners on bail at this stage. Accordingly, the prayer for bail of petitioners, namely, **(1) Ram Manjhi @ Rama Manjhi and (2) Shiv Kumar Banerjee @ Godho**, stands **rejected**.

The petitioners may renew their prayer for bail after framing of charge, if so advised.

Let a copy of this order be communicated to the Superintendent of Police, East Champaran at Motihari to take necessary action against the erring I.O. for not submitting criminal antecedents of the petitioner in the case diary.

(Dictated)

sd/-

**Sessions Judge
East Champaran at Motihari
13.08.2026**