

**In The Court of 21st District & Additional Sessions Judge,
East Champaran, Motihari**

Bail Petition No. - 411/2026
(Arising out of Kalyanpur P.S. Case No. 165/23.)

1.Awanish Singh @ Bishwajit Singh, s/o-Birendra Singh, aged about 35 years,

R/o vill Basudeo Chhapra, P.S Kalyanpur, Distt East Champaran

.....**Petitioner.**

Versus

The State of Bihar.

.....**Opposite Party.**

For the petitioner :-

Sri Chandra Shekhar Azad, Ld. Advocate.

For the O.P./State:-

Sri Awadhes Kumar Tiwari, Ld. Add. P.P.

O R D E R

07.03.2026

1. This bail petition has been filed on behalf of the aforesaid accused/petitioner, who is in custody since 08.01.2026 in connection with Kalyanpur P.S. Case No. 165/2023 u/s 392 I.P.C.

Heard Ld Counsel for the petitioners and Ld. Public Prosecutors I/C on behalf of the state.

2. The prosecution case in brief as per FIR lodged by the informant Sanjeet Kumar, in respect of Kalyanpur PS, East Champaran, is that on 09-05-2023 at about 11:30 P.M. the informant was returning to his house from Pakari Dixit Chowk, in the way, four unknown persons, who were on two motorcycles surrounded the informant and they looted the key of motorcycle, ledger-book, cash Rs.1,17,000/-, vivo mobile phone from the informant. Thereafter, F.I.R. was lodged against unknown

3. Learned Counsel for the petitioner submitted that No other regular bail petition has ever been filed in this learned court or before the Hon'ble High court, Patna. The petitioner has three criminal history. The petitioner has been rotting in jail custody since 08.01.2026. The petitioner is quite innocent and has committed no offence as alleged and has very falsely been implicated in this case. The prosecution case primarily rests upon a confessional statement of another co-accused in this case. No any recovery from the possession of the petitioner. This case is compromised between both parties, and the compromise petition is in the lower court record. It is further submitted that the

petitioner deserves mercy to be enlarged on bail and ready to give sureties as may be ordered. Accordingly, Ld. Counsel prayed to release the petitioner.

4. Learned Public Prosecutor I/C opposed the prayer for bail.

5. Heard both sides and perused the record. On perusal, I find that the FIR lodged against the unknown persons and the petitioner is not named in the FIR for the offences u/s 392 of I.P.C, his name is came on confessional statement of co-accused Munna Kumar. The allegation against the petitioner is that he along with co-accused looted money, ledger-book, mobile set and key. TIP was not done in this case. Petitioner was not arrested at the spot. Petitioner has three criminal antecedent. This case is compromised between both parties. Petitioner is in custody since 08.01.2026.

6. Considering the facts and circumstances of the case, I am inclined to enlarge the petitioner on bail, on furnishing bail bond of Rs. 10,000/-(Ten thousands) with two sureties of the like amount each to the satisfaction of the Ld. Court concerned, Motihari, East Champaran. Each and every date petitioner must be present before the court till disposal.

(Dictated and corrected)

Sd/-

District & Addl. Sessions Judge-21

Dated:-07.03.2026

Office of 21st District & Addl. Sessions Judge, East Champaran, Motihari

Memo No.

Dated

Copy of order dated 07.03.2026 passed in B.P. 411/2026 in connection with Kalyanpur P.S. Case No. 165/2023 is being sent to Court of A.C.J.M. 12, Motihari, Dist. East Champaran for information and needful.

Sd/-

District & Addl. Sessions Judge-21

