

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35058 of 2026

Arising Out of PS. Case No.-321 Year-2025 Thana- AMAS District- Gaya

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Md. Sabir @ Sabir @ Md. Sbir S/O Md. Aadish @ Hadish Miyan R/O
Village- Musaila, Police Station- Mohanpur, District- Gaya Ji, presently
resident of 31/H, 1st Floor, Flat No. 1, Ray Chqron, Ghosh Lane, Shifa Place,
P.s.- Topsia, Kolkata, South- 24, Pargana, West Bengal- 700039.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raj Krishna Jha, Advocate

For the Opposite Party/s : Mr. Rajiv Nayan, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 19-06-2026 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 310(2) of
the Bharatiya Nayay Sanhita.

3. The case of the prosecution is that the informant is
the driver of the truck who was going from Kolkata to Hapur
(UP) carrying chicken feed in a container worth Rs.13,80,000.
It is alleged that on 13.11.2025 at about 8:30 P.M. after
having dinner, went to little distance then suddenly white
colour KIA intercepted the truck and they forcibly made
captive the informant and got seated in that car at a gun point.
It is alleged that when the informant went to his container, the



chicken feed worth Rs.13,80,000/- was not there in that container.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has been falsely implicated in this case. It is further submitted that the petitioner is not named in the FIR rather his name has transpired on the basis of confessional statement of co-accused persons, namely, Shubankar Mandal and Prosit Majumdar. One co-accused Md. Aftab has been granted bail by this court vide Cr. Misc. No. 23534 of 2026. Nothing has been recovered from the conscious possession of the petitioner. Moreover, the petitioner is languishing in judicial custody since 29.12.2025 having no criminal antecedent.

5. Learned APP appearing for the State has vehemently opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Amas P.S. Case No. 321 of 2025 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, First



Class, Sherghati, Gaya Ji.

(Ashok Kumar Pandey, J)

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