

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.8942 of 2025**

Arising Out of PS. Case No.-116 Year-2022 Thana- SIWAN MUFFASIL District- Siwan

Sunil Kumar @ Sunil Singh S/O Yogendra Singh R/o- Harithas, PS-  
Husainganj, Distt.- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

|                          |   |                                |
|--------------------------|---|--------------------------------|
| For the Petitioner/s     | : | Mr. N.K. Agrawal, Sr. Advocate |
|                          | : | Mr. Kumar Rajdeep, Advocate    |
| For the Opposite Party/s | : | Mr. Ramchandra Sahni, APP      |

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH  
MISHRA**

ORAL ORDER

2      20-02-2025                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner seeks bail in connection with Mufassil (Mahadev O.P.) P.S. Case No. 116 of 2022 instituted for the offences under Sections 461, 379 of the Indian Penal Code.

3. Prosecution case, in short, is that, on the alleged date, unknown miscreants broke into the informant's shop and stole mobile phones worth Rs. 5,00,000/- along with mobile parts and LED bulbs.

4. Learned counsel for the petitioner submitted that the petitioner has falsely been implicated in the present case. Petitioner is not named in the F.I.R. The name of the petitioner



transpired in this case during investigation on the basis of disclosure made by one Mukesh Sharma. No incriminating article has been recovered from the conscious possession of the petitioner. Learned counsel further submitted that T.I.P. has not been conducted till date. It has been submitted on behalf of the petitioner that the petitioner is in custody since 10.12.2024 and has four criminal antecedents.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case as also the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Mufassil (Mahadev O.P.) P.S. Case No. 116 of 2022, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two



consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(III) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

**(Rudra Prakash Mishra, J)**

Alok Verma/-

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