

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34673 of 2025

Arising Out of PS. Case No.-271 Year-2024 Thana- PATEPUR District- Vaishali

Vikash Kumar @ Vikas Kumar Singh, S/O Subhnarayan Kunwar, R/O
Village- Narkatiya Bara Chakiya, P.S- Chakiya, Dist- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Eashita Raj, Advocate.

For the State : Mr. Surendra Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

3 13-08-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Patepur
P.S. Case No. 271 of 2024 dated 15.09.2024, registered for the
offence punishable under Section 309(4) of the B.N.S.
corresponding to Section 392 of the Indian Penal Code.

3. As per allegation, when the driver of the informant
was carrying some commercial goods like tobacco and *Pan*
Masala in a vehicle bearing registration No. UP78GT-5037,
three unknown persons robbed his driver of some commercial
goods loaded in the truck.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case. She further submits that the case against the petitioner is



based on suspicion. She also submits that no Test Identification Parade has been conducted nor any material has been recovered from the petitioner. She also submits that similarly situated co-accused has already been enlarged on bail by a co-ordinate Bench of this Court vide order dated 22.05.2025 passed in Cr. Misc. 32657 of 2025.

5. She further submits that the petitioner has been languishing in jail since 24.12.2024.

6. It has also been stated in paragraph No. 3 of the bail petition that the petitioner has earlier been made accused in two other cases.

7. It is also stated in paragraph No. 2 of the bail petition that the petitioner has not moved this Court earlier either for anticipatory bail or regular one.

8. However, learned APP for the State vehemently opposes the prayer of the petitioner for bail.

9. Considering the aforesaid facts and circumstances, **this application is allowed**, directing the petitioner, above-named, to be enlarged on bail on his furnishing bail bonds in the sum of Rs. 10,000 /- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned court below concerned in connection with Patepur P.S. Case No. 271 of



2024 on the following conditions:

(i) The petitioner will make himself available for interrogation by a police officer/court as and when required.

(ii) The petitioner will undertake that investigation/trial will not get hampered on account of his absence or non-cooperation. He must be available to the police or the court whenever his presence is required.

(iii) The petitioner shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court or to any police officer.

(iv) In case, it is brought to the notice of the court below that the petitioner has criminal antecedents other than the disclosed one, learned court below shall cancel the bail bonds of the petitioner after hearing him and getting satisfied that the petitioner has concealed his criminal antecedents despite his knowledge of the same.

(v) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, learned court below shall cancel the bail bonds of the petitioner.

(Jitendra Kumar, J)

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