

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36309 of 2025

Arising Out of PS. Case No.-176 Year-2025 Thana- HILSA District- Nalanda

1. Prince Kumar S/o- Devendra Sao Resident of village - Pura, Police Station -
Telhara, Dist- Nalanda
2. Sunny Kumar S/o- Yogendra Singh Resident of village - Pura, Police Station
- Telhara, Dist- Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arun, Adv.

For the Opposite Party/s : Mr. Dr. Mrityunjaya Kr. Gautam, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 17-06-2025 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners seek bail in connection with Hilsa
P.S. Case No. 176 of 2025 instituted for the offences under
Sections 317(5), 336(2), 336(3), 336, 338 of the B.N.S.

3. As per prosecution case, the police have
apprehended the petitioners along with theft motorcycle.

4. Learned counsel for the petitioners submits that the
petitioners are innocent and have committed no offence as
alleged against them and have falsely been implicated in the
present case. The petitioners have not committed any offence as
alleged in the F.I.R. He further submits that nothing
incriminating has been recovered from the conscious/physical



possession of the petitioners. The petitioners have no concern with the alleged theft motorcycle. There is a non-compliance of Section 103 of the B.N.S.S. which creates a serious doubt in the prosecution case. The petitioners have no criminal antecedent and are languishing in judicial custody since 30.03.2025 without any rhymes or reason.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioners, stating that the offence alleged against the petitioners is serious in nature.

6. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case, the period of custody of the petitioners and the petitioners having no criminal antecedent, let the petitioners, abovenamed, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Hilsa P.S. Case No. 176 of 2025.

(Rudra Prakash Mishra, J)

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