

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45533 of 2025

Arising Out of PS. Case No.-439 Year-2021 Thana- GARDANIBAG District- Patna

Sonu Kumar, male, aged about 26 years, son of Arun Rai, resident of
Dhirachak, P.O.- Anisabad, P.S.- Gardanibagh, District- Patna,

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shailesh Kumar, Advocate

For the Opposite Party/s : Mr. Rana Randhir Singh, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA

ORAL ORDER

3 17-10-2025 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. Learned counsel for the petitioner seeks permission
to make necessary correction in the prayer portion with regard
to name of the Court as well as year of the PS Case. Prayer is
allowed.

3. Let it be done today itself.

4. The petitioner apprehends arrest in connection with
Gardanibagh PS Case No.439 of 2021 dated 11.11.2021,
instituted under Sections 457, 380 of the Indian Penal Code.

5. The prosecution case, in brief, is that the informant
had gone to his village on the occasion of *Chhath Puja* and in
his absence theft was committed by some unknown persons in
which cash of forty-two thousand, gold ornaments, LED TV etc.
were stolen.

6. Learned counsel for the petitioner submits that the



petitioner is innocent and has been falsely implicated in this case. The petitioner is not named in the FIR. Only on the basis of confessional statement of one co-accused, Gautam Kumar, the petitioner has been made accused in this case. Nothing incriminating has been recovered either from conscious possession or from the house of the petitioner. It is further submitted that co-accused Gautam Kumar and Ajay Kumar alias Chotey have been granted bail by the Court below itself. Lastly, it is submitted that the petitioner has no criminal antecedents.

7. Learned APP has opposed the prayer for bail.

8. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned ACJM, XIV, Patna in Gardanibagh PS Case No.439 of 2021, subject to the conditions laid down in Section 482(2) of the *Bharatiya Nagarik Suraksha Sanhita*, 2023.

9. The application stands allowed.

(Khatim Reza, J)

J. Alam/-

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