

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47772 of 2025

Arising Out of PS. Case No.-151 Year-2025 Thana- BATHNAHA District- Sitamarhi

Raghu Kumar, Son of Dinesh Mahto, R/V -BISHANPUR PS- BATHNAHA
DIST -SITAMARHI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pushpendra Kumar Singh, Advocate

For the Opposite Party/s : Mr. Manoj Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY
ORAL ORDER

5 19-12-2025 Heard Mr. Pushpendra Kumar Singh, the learned
counsel appearing on behalf of the petitioner and Mr. Manoj
Kumar, the learned A.P.P. for the State.

2. Petitioner, who is in custody, seeks bail in
connection with Bathnaha P.S. Case No. 151 of 2025 registered
for the offences punishable under Sections 109(1), 309(4), 3(5)
of the Bharatiya Nyaya Sanhita, 2023 .

3. As per the prosecution case, the informant has
alleged that while he was coming on his motorcycle, three
persons intercepted him and on the point of pistol a bag
containing Rs. 2,90,000/-, a laptop along with Bank Register
etc. was snatched away. It has also been alleged that the person
carrying the gun had also fired upon him, missing him narrowly
and thereafter the police was informed and present FIR was



lodged.

4. The learned counsel for the petitioner submits that the FIR was lodged against unknown person, and during the course of the investigation, the name of the petitioner surfaced and on his statement recovery of the bag has been made. It has next been submitted that the petitioner has falsely been implicated by the police as no recovery from his conscious possession was made and the petitioner carries clean antecedent and is in custody since 29.03.2025.

5. The learned A.P.P. has vehemently opposed the prayer for bail.

6. Considering the aforesaid submissions made by the parties, let the petitioner, above named, **be released on bail after verifying the criminal antecedent of the petitioner**, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection Bathnaha P.S. Case No. 151 of 2025, subject to the following conditions:-

(i) One of the bailors of the petitioner shall be his close relative and the other shall be local resident.

(ii) The petitioner shall remain physically



present in Court on each date of the trial.

(iii) In case of absence on two consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the court concerned.

(iv) If the petitioner is found involved in similar nature of offence in future, the prosecution shall be at liberty to move for cancellation of his bail bond.

7. Accordingly, the prayer for bail is allowed.

8. It is made clear that the observation, if any, made in this order, shall be of no bearing during the trial.

(Sourendra Pandey, J)

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