

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46305 of 2025

Arising Out of PS. Case No.-36 Year-2025 Thana- HASANGANJ District- Katihar

Shubham Kumar S/O Panchanand Sah Resident of Village- Baina, P.S.
Pranpur, Dist.- Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md Rahmatullah, Advocate

For the Opposite Party/s : Mr. Braj Kishore Pd.(App)

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

ORAL ORDER

2 29-07-2025 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in connection with
Hasanganj P.S. Case No. 36 of 2025, instituted for the offences
punishable under Sections 303(2) and 317(2) of the Bharatiya
Nyaya Sanhita, 2023.

3. The prosecution case, in short, is that pump sets of
the informant was stolen from the field and villagers caught the
petitioner along with other co-accused person while stealing
pump sets from others filed. It is further alleged that the
petitioner has confessed to the crime and has also revealed the
involvement of three other co-accused persons.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the



present case. No incriminating material has been recovered from the conscious possession of the petitioner. Learned counsel for the petitioner also submits that the petitioner has been implicated in this case only on the basis of village politics. The petitioner is not involved in the alleged occurrence. It is further submitted that the petitioner has got no concern with other co-accused persons. The petitioner is in custody since 06.04.2025 and has got no criminal antecedent.

5. Learned APP 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 and taking into account 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 *after framing of charge, if not already framed* on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Hasanganj P.S. Case No. 36 of 2025.

(Rudra Prakash Mishra, J)

Rajorshi/-

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