

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52142 of 2025

Arising Out of PS. Case No.-40 Year-2025 Thana- BALIGAON District- Vaishali

Vikash Kumar S/o- Vishnudev Prasad Resident of Village- Keshopur, Ward
No 11 PS-Paroo District- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shashank Shekhar, Adv.

For the Opposite Party/s : Mr.Nagendra Prasad, APP

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

ORAL ORDER

2 14-08-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Baligaon P.S. Case No. 40 of 2025 instituted for the offences
under Sections 334(1) and 303(2) of the Bhartiya Nyaha
Sanhita, 2023.

3. As per prosecution case, there is an allegation of
theft in night in the shop of the informant.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence as alleged
against him and has falsely been implicated in the present case
merely on the suspicion. He further submits that nothing
incriminating has been recovered from the conscious possession



of the petitioner. The name of the petitioner has transpired in this case on the basis of the confessional statement of the co-accused Kubodh Kumar @ Kumod Kumar recorded before the police which has no evidentiary value in the eye of law. The petitioner has no concern with the seized liquor. The petitioner has no criminal antecedent and is languishing in judicial custody since 27.03.2025 without any rhymes or reason. Charge-sheet has been submitted in this case.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case as also taking into account the period of custody of the petitioner and the petitioner having no criminal antecedent, let the petitioner, abovenamed, be released on bail on furnishing bail bonds of Rs.15,000/- (Fifteen thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Baligaon P.S. Case No. 40 of 2025.

(Rudra Prakash Mishra, J)

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