

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54861 of 2025

Arising Out of PS. Case No.-15 Year-2024 Thana- SHEIKHOPUR SARAI District-
Sheikhpura

Niraj Kumar S/O Late Shravan Prasad Resident of village- Bullachak
Baribigha, P.S.- Baribigha, Distt .- Sheikhpura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pranav Kumar, Advocate
Mr. Rajeev Ranjan No. II, Advocate
For the Opposite Party/s : Mr. Tarun Prasad Mandal, APP

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

ORAL ORDER

2 08-08-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Sheikhopur Sarai P.S. case No. 15 of 2024 instituted for the
offences under Sections 379, 411, 34 of the Indian Penal Code.

3. As per the prosecution case, the accusation against
the accused persons including the petitioner is of committing
theft of electric wire from the Power Grid situated at village
Onama, Sheikhopura.



4. Learned counsel for the petitioner submitted that the petitioner is innocent and has falsely been implicated in the present case due to ulterior motive. Learned counsel further submitted that petitioner has not committed any offence as alleged in the FIR. No incriminating article has been recovered from the conscious possession of the petitioner. There is no compliance of Section 103 of the BNSS, 2023, which creates doubt over the prosecution story. The co-accused person has already been granted bail by this Bench vide order dated 21.06.2025 passed in Cr. Misc. No. 40188 of 2024. It has been submitted on behalf of the petitioner that the petitioner has no criminal antecedent.

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. Considering the rival submissions made by the learned counsel for the parties, let the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.15,000/- (Rupees Fifteen 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 with Sheikhopur



Sarai P.S. case No. 15 of 2024, subject to the conditions as laid
down under Section 482(2) of the BNSS, 2023.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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