

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.75761 of 2025**

Arising Out of PS. Case No.-775 Year-2024 Thana- COMPLAINT CASE - PATNA CITY  
District- Patna

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Sudhanshu Kumar S/o Late Om Prakash Yadav R/o Mohalla - Nurpur, P.S -  
Malsalami, District – Patna

... .. Petitioner/s

Versus

1. The State of Bihar
2. Sujit Kumar S/o Late Thakur Prasad R/o Village - Jalakdarpur, P.O - Patna  
City, P.S - Malsalami, District - Patna

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Abhay Kumar, Advocate  
For the Opposite Party/s : Mr. Prem Kumar Jha, APP

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**CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA**  
**ORAL ORDER**

2      17-11-2025                      Heard Mr. Abhay Kumar, learned counsel for the  
  
petitioner and Mr. Prem Kumar Jha, learned Additional Public  
  
Prosecutor for the State.

2. The petitioner is apprehending his arrest in  
connection with Complaint Case No. 775 of 2024 for the  
offences punishable under Sections 115(2), 126(2) and 316(2)  
of the Bhartiya Nyay Sanhita, 2023.

3. As per the Complaint Petition, the informant alleged  
that the petitioner took money from him for registering land in



favour of the informant but did not do so.

4. Learned counsel for the petitioner submits that petitioner has clean antecedent and he has falsely been implicated in the present case. The allegation as alleged in the FIR is false and fabricated and the petitioner has not committed any offence as alleged in the FIR and the present complaint petition has been filed only to harass the petitioner.

5. Learned counsel for the petitioner on the basis of instructions outrightly submits that petitioner has already paid Rs. 3 Lakh to the complainant and he is ready to pay Rs.5 Lakh at the time of furnishing bail bond and rest amount will be the subject matter of the present complaint case.

6. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

7. Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate, First Class, Patna City in connection with Complaint Case No. 775 of 2024, subject to the conditions as



laid down under Section 438(2) of the Code of Criminal Procedure / Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita and with other following conditions:-

i. At the time of furnishing bail bond, the petitioner shall produce a demand draft of Rs. 5,00,000/- (Rupees Five Lakh) in favour of the complainant within a period of eight weeks and learned court below is directed to handover the said demand draft to the complainant or his representative and rest amount to be paid after disposal of the complaint case.

ii. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

iii. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iv. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the



acceptance of bail bond in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

**(Rajesh Kumar Verma, J)**

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