

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4426 of 2026

Arising Out of PS. Case No.-177 Year-2025 Thana- NAGARNAUSA District- Nalanda

Vatuk @ Barka @ Dharmendra Kumar S/O Rameshwar Gop R/O Village-
Badiha, P.S- Nagarnausa, Distt.- Nalanda.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Birendra Kumar, Advocate
For the State : Mr. Ram Sumiran Rai, APP

CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

2 04-02-2026 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail, apprehending his arrest, in connection with Nagarnausa P.S. Case No. 177 of 2025, dated.13.07.2025, registered for the offences punishable under Sections 191(2), 191(3), 190, 103(1), 61(2), 352, 351(3) of the B.N.S., 2023 and Section 27 of the Arms Act.

3. As per allegation, the co-accused have assaulted the husband of the Informant.

4. Learned counsel for the petitioner submits that the Petitioner is innocent and has falsely been implicated in this case. He further submits that the Petitioner is not named in the FIR nor there is any incriminating material against him which could connect him to the alleged offence. He further submits



that the name of the Petitioner has transpired in the confessional statement of the co-accused before the police which has no evidentiary value.

5. It is also stated in paragraph no. 2 of the bail petition that the petitioner has not moved this Court earlier either for anticipatory bail or regular one in the instant case.

6. It has further been stated in paragraph no.3 of the bail petition that the petitioner has no criminal antecedents.

7. However, learned APP for the State vehemently opposes the prayer of the Petitioner for bail.

8. Considering the fact that the Petitioner is not named in the FIR and his name has transpired in the confessional statement of the co-accused, **this petition is allowed**, directing the petitioner, above-named, to be enlarged on bail, in the event of his arrest or surrender before the court below within a period of eight weeks from the date of receipt / production of a copy of this order, on his furnishing bail bonds in the sum of Rs. 10,000 /- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned concerned Court below, in connection with Nagarnausa P.S. Case No. 177 of 2025, subject to the conditions as laid down under Section 482 (2) of the B.N.S.S 2023, and on the following conditions:



(i) In case, it is brought to the notice of the court below that the petitioner has any criminal antecedents, learned court below shall cancel the bail bonds of the petitioner after hearing him and getting satisfied that the petitioner has concealed his criminal antecedents despite his knowledge of the same.

(ii) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, learned court below shall cancel the bail bonds of the petitioner.

(Jitendra Kumar, J.)

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