

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8632 of 2026

Arising Out of PS. Case No.-157 Year-2024 Thana- BIHPUR District- Bhagalpur

Md. Soji @ Md. Souzim @ Soji @ Sojim, S/o- Md. Isro @ Md. Irafil,
Village- Balaha, P.S.- Bhawanipur, District- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjan Kumar Jha, Advocate.
For the State : Mr. Upendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

2 06-02-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Bihpur P.S. Case No. 157 of 2024 registered for the offences punishable under Sections 147, 149, 341, 323, 325, 307 of the Indian Penal Code. Subsequently, Section 302 of the Indian Penal Code was added.

3. Learned counsel for the petitioner had moved similar application earlier vide Cr. Misc. No. 54239 of 2025 which was rejected by this Court vide order dated 12.08.2025, distinguishing the case of the petitioner with other co-accused who were already enlarged on regular bail, pointing out that the period of custody of the petitioner was only about a month, whereas the similarly situated co-accused persons were enlarged



on bail after more than six months in custody.

4. Learned counsel for the petitioner submits that now the petitioner has also spent about more than seven months in custody and charge sheet has been also submitted.

5. He further submits that the petitioner has been languishing in jail since 07.07.2025.

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

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

9. Considering the fact that similarly situated co-accused persons have been enlarged on regular bail by a co-ordinate Bench of this Court and the petitioner has no criminal antecedent, **this application is allowed**, directing the petitioner, above-named, to be enlarged on bail 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 court below concerned in connection with Sessions Trial No. 995 of 2025 arising out of Bihpur P.S. Case No. 157 of 2024 on the following conditions:

(i) The petitioner will make himself available for interrogation by a police officer/court as and when required.



(ii) The petitioner will undertake that investigation/trial will not get hampered on account of his absence or non-cooperation. He must be available to the police or the court whenever his presence is required.

(iii) The petitioner shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court or to any police officer.

(iv) 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.

(v) 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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