

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.3785 of 2026**

Arising Out of PS. Case No.-231 Year-2025 Thana- Kadirganj P.S. District- Nawada

Nitish Chaudhary Son of Ajay Chaudhary @ Marua Resident of Village -  
Khargu Bigha, Police Station - Kadirganj, District - Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Shankar Kumar, Advocate

For the Opposite Party/s : Mr. Anil Kumar, APP

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

2      27-01-2026                      Heard Mr. Shankar Kumar, learned counsel for the  
petitioner and Mr. Anil Kumar, learned APP for the State.

2. The petitioner seeks bail, who is in custody since  
23.10.2025 in connection with Kadirganj P.S. Case No. 231 of  
2025, F.I.R. dated 03.08.2025 for the offences punishable under  
Sections 191(2), 191(3), 190, 126(2), 115(2), 118(1), 109,  
303(2) & 352 of the BNS, 2023.

3. According to prosecution case, all the FIR named  
accused persons, including the petitioner armed with lathi,  
danda and iron rod surrounded the vehicle of the informant and  
assaulted them and also snatched Rs. 1,62,000/- from the pocket  
of the cousin of the informant. It is further alleged that the  
petitioner has snatched gold locket from the neck of the  
informant.

4. Learned counsel for the petitioner submits that the



petitioner has clean antecedent and he has falsely been implicated in the present case. Although, the petitioner is named in the FIR but from a bare perusal of FIR it appears that there is no specific allegation of any assault or overt act attributed against the petitioner rather there is general and omnibus allegation against all the accused persons including the petitioner. The Police after investigation, submitted chargesheet against the petitioner and the petitioner is in custody since 23.10.2025.

5. Learned APP has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts and circumstances of the case and also the fact that the petitioner has clean antecedent and there is no specific allegation of any assault or overt act attributed against the petitioner in the FIR, let the petitioner, above named, 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 A.D.J.-XI, Nawada in connection with Kadirganj P.S. Case No. 231 of 2025, with the following conditions:

i. 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 her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

ii. 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.

iii. 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 bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

**(Rajesh Kumar Verma, J)**

Ranjeet/-

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