

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8569 of 2026

Arising Out of PS. Case No.-36 Year-2025 Thana- JIYAPOKHAR District- Kishanganj

1. Iftekhhar Alam @ Iftakhar Alam, S/o Jamal, R/o Village - Kathalbari, P.S - Thakurganj, District - Kishanganj
2. Md. Wakil @ Wakil, S/o Md. Ishaque @ Md. Ishak, R/o Village - Shamlal Bhatta, P.S - Thakurganj, District - Kishanganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ram Prawesh Kumar, Advocate

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

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 17-02-2026 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners have prayed for bail in connection with Jiyapokhar P.S. Case No. 36 of 2025 registered for the offence punishable under Sections 331(4) and 305 of B.N.S.

3. The case of the prosecution, in short, is that unknown miscreants have committed theft in the house of the informant. The informant found that a suitcase containing gold and silver ornaments and Rs. 15,000/- in cash i.e. total worth Rs. 6,50, 000/- was stolen. It is further alleged that one of the accused Nahid Alam was apprehended who has disclosed the name of these petitioners.



4. Learned counsel appearing on behalf of the petitioners has submitted that petitioners are innocent and have committed no offence. They have been falsely implicated in this case. From perusal of the seizure list it will transpire that from the house of Iftekhar Alam, petitioner no.1, two bangles of silver, one silver chain and mobile were recovered. It has further been submitted that no T.I.P. was conducted of the stolen items and the recovery which has been made from the house of petitioner no.1 belongs to him, it is not the stolen article. It has also been submitted that save and except the statement of the co-accused Nahid Alam, there is nothing against the petitioners. They are languishing in judicial custody since 25.11.2025.

5. Learned APP appearing for the State has vehemently opposed the application for bail and has submitted that petitioner no. 1 is having criminal antecedent of one case and petitioner no.2 is having criminal antecedent of two cases.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioners on bail. The above named petitioners are directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) each with two sureties of the like amount each to the satisfaction of the learned



Chief Judicial Magistrate, Kishanganj in connection with
Jiyapokhar P.S. Case No. 36 of 2025.

(Ashok Kumar Pandey, J)

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