

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8372 of 2026

Arising Out of PS. Case No.-50 Year-2024 Thana- BARH District- Patna

Gulab Kumar Son of Mohan Yadav Resident of Village- Meora Athmalgola
Fulelpur, Police Station -Athmalgola, Dist- Patna Petitioner/s
Versus

1. The State of Bihar
 2. I.O.C.L. Govt. of India bihar
- Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gajendra Prasad Yadav, Advocate
For the Opposite Party/s : Mr. Chandra Bhushan Prasad, APP
For the I.O.C : Mr. Raj Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

4 10-04-2026 Heard Mr. Gajendra Prasad Yadav, learned counsel for the petitioner, Mr. Chandra Bhushan Prasad, learned Additional Public Prosecutor for the State and Mr. Raj Kumar, learned counsel for the I.O.C.

2. Petitioner seeks bail who is in custody since 11.04.2025 in connection with Barh P.S. Case No. 50 of 2024, F.I.R. dated 20.01.204 for the offences punishable under Sections 285, 379, 511, 120(B) of Indian Penal Code and Section 15(2), 15(4) of Petroleum and Minerals Pipelines Act, 1962.

3. As per the prosecution case, some unknown persons tried to steal the petroleum materials with conspiracy.

4. Learned counsel for the petitioner submits that petitioner is innocent and he has falsely been implicated in the present case. Initially the petitioner was not named in the FIR and



his name transpired during investigation on the basis of confessional statement of co-accused, namely, Aryan Raj and except the confessional statement of co-accused, no other cogent material has come during investigation which suggest the involvement of the petitioner in the present occurrence. He next submits that similarly situated co-accused persons, namely, Sudarshan Lal, Aryan Raj, Pramod Kumar, Manish Kumar, Md. Dawloo @ Md. Dabloo have been granted the privilege of bail by this Court vide order dated 21.09.2024, 02.07.2025 in Cr. Misc. No. 46463 of 2024, Cr. Misc. No. 52208 of 2024 and Cr. Misc. No. 37978 of 2025. He further submits that the police after investigation submitted the charge sheet against the petitioner and the petitioner is in custody since 11.04.2025.

5. The learned Additional Public Prosecutor for the State and learned counsel for the I.O.C have vehemently opposed the prayer for bail of the petitioner and submits that petitioner carries nine criminal antecedents in which he is on bail in one case and rest cases are pending for consideration before competent court of law.

6. Considering the aforesaid facts and circumstances, 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 Additional Chief Judicial Magistrate, Barh, Patna in connection with Barh P.S. Case No. 50 of 2024, subject to 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 his absence on two consecutive dates without sufficient reason, his 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)

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