

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10483 of 2026

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

Naushad Alam @ Naim Akhter S/o Md. Hussain @ Hasan Resident of
Village- Nijidpur, P.S.- Thakurganj, District- Kishanganj, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mohammad Akhter Hussain, Advocate

For the Opposite Party/s : Mr. Sangeeta Sharma, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 23-02-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has 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 this petitioner.

4. Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has been falsely implicated in this case. From perusal
of the seizure list it will transpire that from the house of one



Iftekhar Alam, 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 Iftekar Alam 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 petitioner. Learned counsel for the petitioner has submitted that the petitioner is having no criminal antecedent and he is languishing in judicial custody since 25.11.2025.

5. Learned APP appearing for the State has vehemently opposed the application for bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-1, Kishanganj in connection with Jiyapokhar P.S. Case No. 36 of 2025.

(Ashok Kumar Pandey, J)

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