

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9122 of 2026

Arising Out of PS. Case No.-444 Year-2025 Thana- KANKARBAG District- Patna

Akendra Kumar Thakur @ Akendra Kumar S/o Brij Kumar Thakur R/o
Village - Hasipur (Ajijpur / Hajiyapur), P.S. - Gopalganj, District - Gopalganj

... .. Petitioner/s

Versus

1. The State of Bihar
2. Dinesh Prasad s/o Late Tribeni Prasad , R/o Vill- Bigrahpur ,P.S.-
Jakkanpur , Dist- Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh, Advocate
For the Opposite Party/s : Mr. Ganesh Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 10-04-2026 Heard Mr. Bijay Prakash Singh, learned counsel for

the petitioner as well as Mr. Ganesh Prasad Singh, learned

Additional Public Prosecutor for the State.

2. Petitioner seeks bail who is in custody since
22.05.2025 in connection with Kankarbagh P.S. Case No. 444 of
2025, F.I.R. dated 20.05.2025 for the offences punishable under
Sections 316(2), 318(4), 338, 336(3), 340(2), 3(5) of the
Bharatiya Nyay Sanhita, 2023 .

3. Allegation against the petitioner is that he has
committed fraud and cheating amounting to Rs.25,00,000/- (Rs.
Twenty five Lakhs) from the informant.

4. Learned counsel for the petitioner submits that



petitioner has clean antecedent and he has falsely been implicated in the present case. He further submits that the petitioner had taken a loan amount of Rs.25,00,000/- (Rs. Twenty Five Lakhs) for the propose of business. He further submits that both the parties have entered into agreement and they have filed a compromise petition before learned Court below and petitioner and other co-accused persons have paid Rs.25,00,000/- (Rs. Twenty Five Lakhs) to the informant and learned Trial Court has recorded in the ordersheet dated 19.10.2025 that the informant has received the dues amount of Rs.25,00,000/- (Rs. Twenty Five Lakhs) and will not pursue the matter. He next submits that similarly situated co-accused persons, namely, Nur Alam and Lal Narayan Singh have been granted the privilege of bail by this Court vide order dated 22.01.2026 in Cr. Misc. No. 78098 of 2025. He further submits that the police after investigation submitted the charge sheet against the petitioner and the petitioner is in custody since 22.05.2025.

5. The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner.

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-XI-cum C.J.(S.D.)-XI, Patna in connection with Kankarbagh P.S. Case No. 444 of 2025, subject to the following conditions:-

i. Learned Court below shall verify the genuineness from the record of Kankarbagh P.S. Case No. 444 of 2025 whether the petitioner had paid an amount of Rs. 25,00,000/- (Rs. Twenty Five Lakhs) to the informant or not before furnishing bail bond.

ii. 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.

iii. 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.

iv. 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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