

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10363 of 2026

Arising Out of PS. Case No.-101 Year-2023 Thana- MEHSI District- East Champaran

Papu Kumar @ Papu Kumar Yadav @ Pappu Rai S/O Ashok Rai R/O Village-
Baniya Tola Dewariya, P.S- Dewariya, Distt.- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr.Asha Devi, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 25-02-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in connection with Mehsi P.S. Case No. 101 of 2023 registered for the offence punishable under Section 379 of the Indian Penal Code.

3. The case of the prosecution in short is that unknown miscreants has committed theft of Rs. 1,20,000/- and have also filled a gallon from the petrol pump.

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. It is further submitted that the FIR was lodged against unknown miscreants. He also submits that during the course of investigation, one Dhiraj Kumar was apprehended, and Dhiraj



Kumar has disclosed the name of this petitioner. Nothing has been recovered from the possession of this petitioner. Save and except the confessional statement, there is nothing against the petitioner. It has further been submitted that one co-accused namely, Munna Kumar, having a similar nature of allegation, has been granted bail by the learned co-ordinate Bench of this Court in Cr. Misc. No. 64245 of 2023. He further submits that the petitioner is languishing in judicial custody since 20.09.2025.

5. The application for bail is opposed by learned APP for the State and submits that the petitioner is having criminal antecedent of one case.

6. Considering the aforesaid facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Mehasi P.S. Case No. 101 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Motihari.

(i) one of the bailor should be the family member of the petitioner who shall provide official document to show his bona fide;



(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail bonds by the Trial Court itself.

(iii) the petitioner shall appear before the concerned police station every month for one year to mark attendance;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidence, failing which the State shall be at liberty to take steps for cancellation of the bail bonds; and

(v) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of the bail bonds.

7. With this observation, the bail application stands allowed.

(Ashok Kumar Pandey, J)

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