

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14622 of 2026

Arising Out of PS. Case No.-358 Year-2024 Thana- BELHAR District- Banka

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Mithun Shaikh @ Md. Mithun Shaikh S/O Md Karim @ Karim Shaikh @
Karim Miya R/O Vill.- Gorganwa, P.O.- Dumariya, P.S.- Belhar, Dist.- Banka

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shubhesh Pandey, Advocate

For the Opposite Party/s : Mr.Ashok Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 11-03-2026 Heard learned counsel appearing on behalf of the

petitioner and learned APP for the State.

2. The petitioner seeks regular bail in connection with
Belhar P.S. Case No.358 of 2024 for the offence under Sections
191(2)/190/126(2)/115(2)/121(1)/221/132/352/351(2)/303(2)/
324(4)/326(f) of BNS.

3. At the outset, learned counsel appearing on behalf
of the petitioner submitted that the petitioner's regular bail
application was rejected *vide* order dated 06.08.2025 passed in
Cr. Misc. No.27486 of 2025 by this Court and the petitioner is
in custody since 07.02.2025 and more than one year has already
been passed. On this ground, the petitioner seeks to be released
on bail, contending that there is no likelihood of the trial to
conclude.



4. Learned APP for the State vehemently opposed the prayer for grant of bail.

5. Having considered the rival submissions made on behalf of the parties, as well as, the fact the petitioner is in custody since 07.02.2025 and more than one year has passed and the allegation against him is that he along with several other accused persons had obstructed the police force in discharging of their official duty and assaulted them, I am of the opinion that the petitioner has, *prima facie*, made out a case to be released on bail .

6. The petitioner, above named, is directed to be released on bail upon furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned District Court where the case is pending in connection with Belhar P.S. Case No.358 of 2024 subject to the following conditions:

(i) Bailors should be local having sufficient immovable property within the jurisdiction of the Court concerned.

(ii) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court.

(iii) If the petitioner tampers with the evidence or the



witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(iv) If the petitioner is found involved in similar nature of offence, after his release on bail, the trial Court shall take steps to cancel his bail bond.

(v) The learned District Court is directed to verify the criminal antecedent of the petitioner as stated in paragraph no. 3 of the bail application. If any other case is pending against the petitioner as what has been stated in paragraph no. 3, this order will lose its force automatically.

7. Accordingly, the present application stands disposed of.

(Purnendu Singh, J)

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