

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11676 of 2026

Arising Out of PS. Case No.-32 Year-2025 Thana- VISHNUPAD District- Gaya

Md. Raja @ Razzak@ Raj Karan Son of Md. Mujib Rahman Resident of
Mohalla - Gewal Bigha, P.S.- Rampur, District - Gaya jee.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Sinha, Advocate

For the Opposite Party/s : Mr. Binod Kumar, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 13-02-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Vishnupad P.S. Case No. 32 of 2025 instituted for the offence
under Sections 334(1), 303(2) & 3(5) of the Bharatiya Nyaya
Sanhita, 2023.

3. Prosecution case in short is that the informant,
owner of jewellery shop, found his shop's shutter broken and
jewellery looted when he arrived in the morning. He suspected
that theft has occurred during the previous night.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 23-06-2025. Petitioner
bears thirteen criminal antecedents, as per disclosure made in
paragraph No. 3 of the bail application.



5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. Petitioner is not named in the FIR. Name of the petitioner has transpired on the basis of confessional statement of co-accused Sunny Kumar. Nothing has been recovered from the conscious possession of the petitioner. Petitioner was not even been put on T.I. Parade. Save and except confessional statement of the co-accused, there is no material against the petitioner to establish his complicity in the alleged occurrence. Learned counsel for the petitioner further submits that other co-accused has been granted bail by this Bench vide order dated 12.11.2025 passed in Cr. Misc. No. 77414 of 2025.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner, manner of petitioner's implication and there being no recovery from the petitioner's possession, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail, *after framing of charge, if not already framed*, on furnishing bail bonds of Rs. 15,000/- (Fifteen Thousand) with two sureties of the like



amount each to the satisfaction of Court below/concerned Court in connection with Vishnupad P.S. Case No. 32 of 2025, subject to the following conditions:

(I) One of the bailors shall be the petitioner's own or close member.

(II) The petitioner shall appear on each and every date fixed during the trial and shall not remain absent on two consecutive dates without sufficient cause.

(III) The petitioner shall not tamper with the prosecution evidence or influence/intimidate any witness during the course of trial.

In case of violation of any of the aforesaid conditions, the Trial Court shall be at liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

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