

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26165 of 2025

Arising Out of PS. Case No.-190 Year-2022 Thana- SHAHKUND District- Bhagalpur

Chandan kumar @ Chandan Yadav @ Chandan Kumar yadav @ Chandu
Yadav S/o Ramdev Yadav @ Ramde Yadav R/o Village- Bari Jankipur, P.S-
Amarpur, District- Banka

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vishwa Ranjan Choudhary, Advocate
For the State : Mr. Satya Nand Shukla, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 03-04-2026 Heard Mr. Vishwa Ranjan Choudhary, learned counsel
for the petitioner and Mr. Satya Nand Shukla, learned APP for the
State.

2. Petitioner seeks bail, who is in custody since
24.07.2023, in connection with Shahkund P.S. Case No. 190 of
2022, F.I.R. dated 08.07.2022 registered for the offences
punishable under Section 392 of the Indian Penal Code.

3. The F.I.R. of the occurrence of loot is against
unknown.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and he has been falsely implicated in the
present case. He further submits that the petitioner is not named in
the F.I.R. and the name of the petitioner has been transpired during
investigation on the basis of confessional statement of co-accused



person namely Rituraj Sharma and nothing has been recovered from the conscious possession of the petitioner and till date no TIP was conducted by the prosecution. Learned counsel for the petitioner further submits that except the confessional statement of co-accused person, no other cogent material has come during investigation to suggest the involvement of the petitioner in the present occurrence. He further submits that the police after investigation submitted chargesheet against the petitioner and the petitioner is in custody since 24.07.2023.

5. The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner and submits that the petitioner carries six more cases of almost similar nature other than the present one.

6. Considering the facts and circumstances of the case and the fact that the petitioner is not named in the F.I.R and till date no TIP was conducted by the prosecution as well as period of custody, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned A.D.J. 10, Bhagalpur in connection with Shahkund P.S. Case No. 190 of 2022, subject to the following conditions :-

(1) 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.

(2) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(3) 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 antecedents, 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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