

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18476 of 2026

Arising Out of PS. Case No.-69 Year-2025 Thana- GURUA District- Gaya

Nitish Kumar @ Chuhiya S/o Upendra Yadav Resident of village- Mahadev
sthan, PS- Gurua, District- Gayaji

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Abhishek Anand, Advocate
For the State : Mr. Navin Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 24-03-2026 Heard Mr. Abhishek Anand, learned counsel for the

petitioner and Mr. Navin Kumar Pandey, learned APP for the

State.

2. Petitioner seeks bail, who is in custody since
27.12.2025, in connection with Gurua P.S. Case No. 69 of 2025,
F.I.R. dated 15.02.2025 registered for the offences punishable
under Sections 309(4) of the B.N.S.

3. The prosecution case, in brief, is that four accused
persons came with motorcycle and stopped the informant and
pointed a gun on his neck and snatched two mobile phones and
Rs. 4200/- as well as snatched his motorcycle also.

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 and one looted motorcycle was recovered behind the house of the petitioner. Learned counsel for the petitioner further submits that the looted motorcycle was not recovered from the house of the petitioner but the same was recovered behind the house of the petitioner in the forest and the petitioner is in custody since 27.12.2025.

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 one more case other than the present one but fairly submits on the basis of paragraph-3 of the bail petition that the petitioner is on bail in the pending matter.

6. Considering the facts and circumstances of the case, 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 Judicial Magistrate 1st Class, Sherghati, Gaya Ji in connection with Gurua P.S. Case No. 69 of 2025, 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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