

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21567 of 2026

Arising Out of PS. Case No.-1323 Year-2025 Thana- MOTIHARI TOWN District- East
Champaran

Shivam Kumar S/O Late Rajan Kumar Gupta @ Rajan Kumar Resident of
Mohalla -Bhawanipur Zirat, P.S- Chhatauni, District- East Champaran Bihar
... .. Petitioner/s

Versus

The state of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Tiwari, Advocate
For the Opposite Party/s : Ms.Renu Kumari, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 06-04-2026 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner seeks bail in connection with
Motihari Town P.S. Case No. 1323/2025 registered for the
offences punishable under Sections 126(2), 117(2), 118(2),
109(1) and 3(5) of B.N.S.

3. As per the prosecution case, accused persons are
alleged to have stabbed the victim.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in the
present case. Learned counsel further submits that one Ritwik
has stabbed the victim and not the petitioner. Petitioner has one
criminal antecedent and he is in custody since 28.12.2025. The
petitioner undertakes to co-operate in the case/ trial.



5. Learned counsel for the petitioner without accepting the guilt is ready to pay Rs. 50,000/- to the victim for his treatment.

6. Learned APP for the State has opposed the prayer for regular bail of the petitioner.

7. Considering the facts and circumstances of the case, this application for regular bail is allowed.

8. Accordingly, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, East Champaran, Motihari/concerned Court below in connection with Motihari Town P.S. Case No. 1323/2025.

9. As condition to the order, at the time of furnishing bail bond, petitioner will pay Rs. 50,000/- (Rupees Fifty Thousand only) in the form of Demand draft to the victim for his treatment, then only his bail bond will be accepted by the court below.

(Sandeep Kumar, J)

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