

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28021 of 2026

Arising Out of PS. Case No.-83 Year-2024 Thana- ARER District- Madhubani

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Dharmendra Singh Son of Jagesar Singh @ Jageshwar Singh Resident of
Village - Kasama Marar, Police Station - Khajauli, District - Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Md Soban Asghar, Advocate

For the Opposite Party/s : Mr.Bharat Bhushan, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 27-04-2026 Heard Mr.Md Soban Asghar, learned counsel for the

petitioner and Mr.Bharat Bhushan, learned Additional Public

Prosecutor for the State.

2. The petitioner seeks bail, who is in custody since
10.12.2025 in connection with Arer P.S. Case No. 83 of 2024,
F.I.R. dated 05.07.2024 registered for the offence punishable
under Sections 309(4) of BNS.

3. The FIR of the occurrence of loot is against
unknown.

4. Learned counsel for the petitioner submits that
initially the petitioner is not named in the FIR. The name of the
petitioner has been transpired during investigation on the basis
of suspicion and except the suspicion, no other cogent material
has come during investigation against the petitioner to suggest



the involvement of the petitioner in the present occurrence and nothing has been recovered from conscious possession of the petitioner and till date no TIP has been conducted by the prosecution. Further submits that the similarly situated co-accused persons, namely, Md. Gulab Ansari, Md. Sarfaraz and Md. Tufail @ Ejaj have been granted bail by different Coordinate Benches of this Hon'ble Court vide orders dated 08.01.2025, 03.03.2025 and 13.10.2023 passed in Cr. Misc. Nos.89041 of 2024, 6200 of 2025 and 49305 of 2025 respectively and the petitioner is in custody since 10.12.2025.

5. Learned A.P.P. for the State has vehemently opposed the prayer for bail of the petitioner and submits that the petitioner carries five more cases other than the present one but fairly submits that the petitioner is on bail in all the cases, as mentioned in para-3 of the bail petition.

6. Considering the aforesaid facts, petitioner is not named in the FIR, the name of the petitioner has been transpired during investigation on the basis of suspicion, till date no TIP has been conducted by the prosecution and similarly situated co-accused persons have been granted bail by different Coordinate Benches of this Hon'ble Court, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten



Thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Madhubani in connection with Arer P.S. Case No. 83 of 2024, with the following conditions:-

(I) 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/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

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

(III) 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 antecedent, 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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