

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22481 of 2026

Arising Out of PS. Case No.-69 Year-2026 Thana- BIHTA District- Patna

Sudhir Kumar S/o Anil Bhagat R/o Village - Shrirampur, P.S - Bihta, District - Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashutosh Kumar Verma, Advocate

For the Opposite Party/s : Mr.Anil Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 07-04-2026 Heard Mr.Ashutosh Kumar Verma, learned counsel
for the petitioner and Mr.Anil Kumar, learned A.P.P. for the
State.

2. The petitioner seeks bail, who is in custody since
22.01.2026 in connection with Bihta P.S. Case No. 69 of 2026,
F.I.R. dated 21.01.2026 registered for the offence punishable
under Section 303(2) of BNS.

3. Allegation against the petitioner is that he was
caught in the hospital premises in connection with taking away
of the informant's mobile phone.

4. Learned counsel appearing for the petitioner
submits that the petitioner has clean antecedent and the
allegation as alleged in the FIR is false and fabricated and the
petitioner has not committed any offence as alleged in the FIR.



The name of the petitioner has been transpired during investigation on the basis of the disclosure made by the co-accused person, namely, Kundan Kumar and except the aforesaid, no other cogent material has come during investigation against the petitioner to suggest the involvement of the petitioner in the present occurrence and the petitioner is in custody since 22.01.2026.

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

6. Considering the aforesaid fact, petitioner has clean antecedent and the name of the petitioner has been transpired during investigation on the basis of the disclosure made by the co-accused person, namely, Kundan Kumar, 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 A.C.J.M.-II, Civil Court, Danapur, Patna in connection with Bihta P.S. Case No. 69 of 2026, 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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