

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24466 of 2026

Arising Out of PS. Case No.-395 Year-2024 Thana- GAYA KOTWALI District- Gaya

Nawal Prasad @ Nawal Kumar Son of Mahendra prasad Resident of Village -
Suphi Bigha, Ps- Chandauti , Dist- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Aryan Singh, Advocate

For the Opposite Party/s : Mr. Shyameshwar Dayal, APP

CORAM: HONOURABLE MR. JUSTICE RITESH KUMAR
ORAL ORDER

2 16-04-2026 Heard the learned counsel for the petitioner and
the learned APP for the State.

2. The petitioner apprehends his arrest in connection with Gaya Kotwali P.S. Case No. 395 of 2024, for allegedly having committed offence under Sections 316(2) and 318(4) of the BNS.

3. As per the prosecution story, which has been lodged on the basis of the written report submitted by the informant to the effect that the petitioner introduced the informant with co-accused Manish Mishra and others and upon threatening given by the petitioner, the informant gave certain amounts in different installments to Manish Mishra, on the pretext of giving job. Total Rs. 43,21,000/- was taken by the accused persons from the informant through cash and online



transactions.

4. The learned counsel for the petitioner submits that the petitioner has not committed any offence and has been falsely implicated by the informant in the present case. The allegation of taking money is against co-accused Manish Mishra and the petitioner has not taken any amount from the informant. He further submits that co-accused Uday Shankar Mishra and Anitadhar @ Annu Mishra have already been granted the privilege of anticipatory bail by a learned co-ordinate Bench of this Court vide order dated 04.11.2025 passed in Cr. Misc. No. 43213 of 2025. The petitioner has got clean antecedent.

5. The learned APP for the State vehemently opposes the prayer for bail of the petitioner.

6. Having heard the rival submissions and after going through the record, it appears that the only allegation against the petitioner is of threatening the informant and no amount has been paid to the petitioner. The allegation of cheating or taking money is against Manish Mishra and all the transactions took place between Manish Mishra and the informant. Considering the facts and circumstances of the case, let the petitioner, above named, in the event of arrest or surrender within a period of six weeks, 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 the learned Chief Judicial Magistrate, Gaya in connection with Gaya Kotwali P.S. Case No. 395 of 2024, subject to the conditions as laid down under Section 482(2) of the B.N.S.S., with further condition:

(1) The learned Court concerned 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 concerned shall take steps 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.

(Ritesh Kumar, J)

AjayMishra/-

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