

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26465 of 2026

Arising Out of PS. Case No.-25 Year-2026 Thana- KISHANPUR District- Supaul

Mehadi Alam @ Mehdi Alam Son of Md Kalam Resident of Village-
Tharbitta Ward No. 13, P.S.- Kishanpur, District- Supaul

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kamal Kishore Singh, Advocate

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

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

4 08-07-2026 Heard Mr. Kamal Kishore Singh, learned counsel
for the petitioner as well as Mr. Sunil Kumar Pandey, learned
Additional Public Prosecutor for the State.

2. Petitioner seeks bail who is in custody since
28.01.2026 in connection with Kishanpur P.S. Case No. 25 of
2026, F.I.R. dated 28.01.2026 for the offences punishable under
Sections 334(1), 307 of the Bharatiya Nyay Sanhita, 2023.

3. According to prosecution case, it is alleged that
some unknown persons have committed theft in the shop of
Chhotu Swarnkar and his cousin brother Rajesh Swarnkar and
then the accused persons have taken away the silver and golden
jewelries as well as weighing machine.

4. Learned counsel for the petitioner submits that
petitioner is innocent and he has falsely been implicated in the



present case. Initially petitioner was not named in the F.I.R. and his name has been transpired during investigation on the basis of suspicion. Thereafter, the petitioner has confessed his guilt in the present occurrence. And except the aforesaid, nothing has come during investigation which suggest the involvement of the petitioner in the present occurrence and till date no T.I.P has been conducted by the prosecution. Co-accused person namely, Sanjay Dagru has been granted bail vide order dated 13.05.2026 passed in Cr. Misc. no. 32796 of 2026 by this Court.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner and submits that on the basis of the confessional statement of the petitioner, articles were recovered from the house of the co-accused person. Apart from that the petitioner carries five criminal antecedents other than the present one but fairly submits that petitioner is on bail in three cases and two case are pending for consideration before the competent court of law.

6. Considering the aforesaid facts and circumstances, as well as period of custody, 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 the learned Chief Judicial Magistrate, Supaul in



connection with Kishanpur P.S. Case No. 25 of 2026, subject to 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 absence on two consecutive dates without sufficient reason, his 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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