

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29487 of 2026

Arising Out of PS. Case No.-329 Year-2025 Thana- NARDIGANJ District- Nawada

Rahul Kumar S/o Radhe Saw R/o vill - Buchchi, P.S.- Nardiganj, Distt.-
Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Vijay Kumar, Advocate
For the State	:	Mr. Pramod Kumar Pandey, APP
For the Informant	:	Mr. Vishal Prasad, Advocate

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 07-05-2026 Heard Mr. Vijay Kumar, learned counsel for the
petitioner, Mr. Pramod Kumar Pandey learned Additional Public
Prosecutor for the State and Mr. Vishal Prasad, learned counsel
for the informant.

2. Petitioner seeks bail who is in custody since
06.04.2026 in connection with Nardiganj P.S. Case No. 329 of
2025, F.I.R. dated 06.09.2025 for the offences punishable under
Sections 126(2), 127(2), 109, 351(2), 352, 118(2), 74, 191(1),
192(2), 190, 191(3) of the BNS, 2023.

3. According to prosecution case, the petitioner along
with other accused persons have brutally assaulted the son of the
informant due to which he has received grievous injuries.

4. Learned counsel for the petitioners submits that
petitioners is innocent and they have falsely been implicated in



the present case. The allegation as alleged in the F.I.R is false and fabricated and the petitioner has not committed any offence as alleged in the F.I.R. From perusal of the F.I.R it appears that although the petitioners are named in the FIR but there is no specific allegation of assault or overt act attributed against this petitioner rather there is general and omnibus allegation against all the accused persons including the petitioner. He further submits that the police after investigation submitted the charge sheet against the petitioner. He further submits that similarly situated, co-accused persons, namely, Ashok Sao @ Ashok Kumar and Deepak Kumar @ Deepu have been granted bail by this Court vide order dated 03.04.2026 passed in Cr. Misc. No. 19570 of 2026. The petitioner is in custody since 06.04.2026.

5. Learned counsel for the informant as well as Additional Public Prosecutor have vehemently opposed the prayer for bail of the petitioner and submits that the petitioner carries two criminal antecedents but fairly submits that he is acquitted in both cases by the learned Trial Court.

6. Considering the aforesaid facts and circumstances, 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 Judicial



Magistrate 1st Class, Nawada in connection with Nardiganj P.S.
Case No. 329 of 2025, 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, their 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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