

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30009 of 2026

Arising Out of PS. Case No.-6 Year-2026 Thana- Bhimnagar District- Supaul

Sudhir Mandal @ Shishir Mandal @ Shishir Kumar Mandal, S/o Bhuneshwar Mandal @ Bhuvaneshwar Mandal, R/o Village - Raniganj, Ward no.-02, P.S. - Bhimnagar, District-Supaul.

... .. Petitioner

Versus

1. The State of Bihar
2. Rakesh Kumar, S/o Sohan Ram, R/o Village - Jindrasar, P.S. - Sujangarh, Dist. - Churu, Rajasthan. At Present Village - Kattaya 07 Aardi Nahar, P.S - Bhimnagar, Dist. - Supaul.

... .. Opposite Parties

Appearance :

For the Petitioner/s : Md. Shadab Alam Wazdi, Advocate
For the Opposite Party/s : Mr. Shailendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 11-05-2026 Heard learned counsel for the petitioner and

learned Additional Public Prosecutor for the State.

2. The accused/petitioner is named in the FIR and apprehending his arrest in connection with Bhimnagar P.S. Case No.6 of 2026 registered under Section 303(2) read with 3(5) of the Bhartiya Nyaya Sanhita, 2023 (in short 'B.N.S.').

3. As per FIR, the petitioner alleged to involve in theft of diesel from the vehicle of the informant.

4. It is submitted by learned counsel that merely on the basis of suspicion, the petitioner was implicated with



present case. It is submitted that in fact when the petitioner was coming with diesel for own thrasher machine, he was assaulted by the informant and others and just to save his life, the petitioner after leaving his motorcycle, mobile and diesel fled away from the place of occurrence. It is submitted that the petitioner was identified by unknown villagers, which also suggest his false implication. It is also submitted that the seized items were produced by informant to police. While concluding argument, it is submitted that the petitioner found involved in one more criminal case, which is related with Excise, where he is on bail.

5. Learned APP opposed the prayer of bail.

6. In view of aforesaid factual submissions and by taking note of fact that *prima facie* on the basis of suspicion, the petitioner appears implicated with theft of diesel from the vehicle of informant, accordingly, the petitioner, above-named, in the event of his arrest or surrender in the court below within a period of four weeks from today, is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount



each to the satisfaction of the learned A.C.J.M.,
Supaul/concerned court in connection with Bhimnagar P.S.
Case No.6 of 2026, subject to the conditions as laid down
under Section 438(2) of the Code of Criminal Procedure (in
short 'CrPC')/under Section 482(2) of the Bhartiya Nagrik
Suraksha Sanhita, 2023 (in short 'BNSS').

(Chandra Shekhar Jha, J.)

Sanjeet/-

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