

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31581 of 2026

Arising Out of PS. Case No.-28 Year-2020 Thana- MUZAFFARPUR SADAR District-
Muzaffarpur

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Jawahar Lal Shah @ Jawahar Lal Sah @ Jawahar Sah S/O Late Munga Lal Shah @ Mungalal Sah Presently residing of Kolabari, Opposite Bharat Gas Godown, Debidanga Bazar Champasari, P.S. - Pradhan Nagar, District - Darjeeling, (West Bengal), Permanent resident of Bakhra Muzaffarpur, P.S.- Saraiya, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Saket Tiwary, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

4 22-07-2026 Heard learned counsel for the petitioner and learned
APP for the State. Perused the case diary.

2. The petitioner seeks bail in connection with Muzaffarpur Sadar P.S. Case No. 28 of 2020 instituted for the offence under Sections 409 and 420 of the Indian Penal Code.

3. The prosecution case, in brief, is that the accused, through Mahua Joint Liability Development Cooperative Society Ltd., fraudulently collected public deposits and failed to repay the amounts after their maturity period.

4. It has been submitted on behalf of the petitioner that the petitioner is in custody since 06.03.2025. Petitioner bears eight (8) criminal antecedents, as per disclosure made in



paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. The learned counsel for the petitioner submitted that petitioner joined the Mahua group as an employee and was not the founder of the cooperative society. It is submitted that he had only a limited executive role, with no involvement in the formation or management of the cooperative's affairs, and that the investigation has revealed no evidence linking him to the alleged offences. It was further submitted that the petitioner has already been granted bail in the connected Enforcement Directorate case vide order dated 19.03.2026, passed in Cr. Misc. No. 4088 of 2026. Charge sheet has already been submitted in this case.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case as also the period of custody of the petitioner, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail, ***after framing of charge, if not already framed***, on furnishing bail bonds of Rs. 15,000/- (Fifteen Thousand) with two sureties of the like



amount each to the satisfaction of Court below/concerned Court in connection with Muzaffarpur Sadar P.S. Case No. 28 of 2020, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

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