

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34592 of 2025

Arising Out of PS. Case No.-195 Year-2021 Thana- SHAMBHUGANJ District- Banka

Nirbhay Kumar @ Nirbhay Singh S/O Bhola Prasad Singh, R/O Village-
Mahimachak, Gangta, P.S- Gangta, Distt.- Munger. Petitioner/s
Versus

The State of Bihar. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanju Singh, Advocate
For the Opposite Party/s : Mr.Md. Matloob Rab, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

4 20-01-2026 Heard learned counsel appearing on behalf of the

petitioner and learned Additional Public Prosecutor appearing on

behalf of the State.

2. The accused/petitioner apprehending his arrest in
connection with Shambhuganj P.S. Case No. 195 of 2021
registered for the offences punishable under Section 364(A)/34 of
the Indian Penal Code.

3. As per FIR, six unknown miscreants boarded in
Scorpio vehicle came and abducted the son of the informant and,
subsequently, demanded Rs. 70 lacs as ransom for releasing his
son.

4. It is submitted by learned counsel appearing on
behalf of the petitioner that the name of this petitioner transpired
during the course of investigation on the basis of confessional
statement of co-accused Chandan Kumar, in furtherance of which



till now nothing incriminating recovered from the possession of this petitioner. It is pointed out that the victim child after recovery failed to name this petitioner rather named only three persons i.e. Bihari, Rajesh and Chandan. It is pointed out that similarly situated co-accused person, namely, Rajeev Singh has already been granted bail by one of the learned co-ordinate Bench of this Court through Cr. Misc. No. 24265 of 2025 dated 14.11.2025. Arguing further, it is submitted that investigation of this case is already concluded on all material aspects and, therefore, custodial interrogation of this petitioner not appears required. Petitioner claimed clean antecedent.

5. Learned APP while opposing the prayer of bail could not disputed the aforesaid factual submissions.

6. In view of aforesaid factual submissions and by taking note of fact as the victim failed to name this petitioner after recovery, coupled with the fact that except suspicion arising out of confessional statement of co-accused *prima facie* nothing incriminating appears against this petitioner, accordingly, above named petitioner, in the event of his arrest or surrender before the learned trial Court, within a period of four weeks of the order, is directed to be released on bail furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each



to the satisfaction of the learned Additional Sessions Judge-IV,
Banka/concerned Court, where the case is pending in connection
with Shambhuganj P.S. Case No. 195 of 2021 subject to the
conditions as laid down under Section 482(2) of the BNSS.

(Chandra Shekhar Jha, J)

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