

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36528 of 2026

Arising Out of PS. Case No.-186 Year-2026 Thana- MIRGANJ District- Gopalganj

=====

Sandeep Yadav Son of Ramesh Chaudhary Resident of Village- Mishrauli
Tola Mustoli, P.S.- Mirganj, District- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Ashish Kumar Jha, Advocate

For the Opposite Party/s : Mr. Jai Narain Thakur, APP

=====

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

2 11-06-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in a case registered for
the offence punishable under Sections 317(5), 317(4), 338,
336(3) and 340(2) of B.N.S.

3. As per the prosecution case, the allegation
against the petitioner is that he was caught with a stolen
motorcycle having no documents.

4. Learned counsel for the petitioner submits that
the petitioner was intercepted on a motorcycle by the police
during patrolling on the pretext that he was on a motorcycle
which was bearing no registration number and was thus
assumed to be a stolen one. It is further submitted that the



petitioner was made to admit that the said motorcycle was stolen property, however, the petitioner denies the allegations levelled against him. Further, there is no independent witness to search and seizure and the petitioner was implicated on account of his criminal antecedent in Excise cases. It has also been submitted that there is no material even evident from the bail rejection order with regard to any bonafide claimant of the said motorcycle. Petitioner is in custody since 21.03.2026 and the investigation is almost at a close.

5. Learned APP for the State opposed the grant of bail on the ground that the petitioner has two criminal antecedents of similar nature. However, in response it has been submitted that the petitioner is on bail in both the cases.

6. Taking into consideration the facts and circumstances and also considering the fact that the mandatory provisions of search and seizure have been violated, let the above named petitioner, 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 C.J.M. Gopalganj/concerned Court below in connection with Mirganj P.S. Case No. 186 of 2026 subject to condition that:-

- (i) One of the bailors shall be a family



member/close relative.

(ii) The petitioner shall co-operate in the trial/investigation.

(Soni Shrivastava, J)

anand/ayush/-

U		T	
---	--	---	--

