

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39921 of 2026

Arising Out of PS. Case No.-151 Year-2026 Thana- PAHARPUR District- East Champaran

Rupesh Singh @ Rupesh Kumar S/o Birendra Singh R/o Village- Bara
Laguniya, PS- Paharpur, Distt.- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Subodh Kumar Barnwal, Advocate

For the Opposite Party/s : Mrs. Anita Kumari, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 29-06-2026 Heard Mr. Subodh Kumar Barnwal, learned counsel
for the petitioner and Mrs. Anita Kumari, learned APP for the
State.

2. Petitioner seeks bail, who is in custody since
13.03.2026, in connection with Paharpur P.S. Case No. 151 of
2026, F.I.R. dated 13.03.2026 registered for the offences
punishable under Sections 303(2), 318(4), 338, 336(3) of the
B.N.S., 2023.

3. Allegation against the petitioner is that he was
apprehended with the stolen motorcycle by the police personnel.

4. Learned counsel for the petitioner submits that the
petitioner has clean antecedent and he has been falsely
implicated in the present case. He further submits that 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. In fact the petitioner was present at the place of occurrence and petitioner has been made accused in the present case merely on the basis of suspicion and except the suspicion, no other cogent material has come during investigation to suggest the involvement of the petitioner in the present occurrence. He further submits that the police after investigation submitted chargesheet against the petitioner and the petitioner is in custody since 13.03.2026.

5. The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner.

6. Considering the facts and circumstances of the case and the fact that the petitioner having clean antecedent and nothing has been recovered from the conscious possession or the house of the petitioner and petitioner has been made accused merely on the basis of suspicion, let the petitioner, above named, 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 learned A.C.J.M. IX, East Champaran, Motihari in connection with Paharpur P.S. Case No. 151 of 2026, subject to the following conditions :-



(1) 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, his bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(3) 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 antecedents, 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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