

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40717 of 2026

Arising Out of PS. Case No.-100 Year-2026 Thana- PATAHI District- East Champaran

Radheshyam Singh @ Pappu Singh S/o- Late Anrudh Singh Resident of
village- Madmada P.S- Patahi District- East Champaran Petitioner/s
Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh, Advocate
For the Opposite Party/s : Mr. Pramod Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 30-06-2026 Heard Mr. Ajay Kumar Singh, learned counsel for
the petitioner and Mr. Pramod Kumar Pandey, learned
Additional Public Prosecutor for the State.

2. Petitioner seeks bail who is in custody since
15.04.2026 in connection with Patahi P.S. Case No. 100 of
2026, F.I.R. dated 31.03.2026 for the offences punishable under
Sections 126(2), 115(2), 109(1), 118(1), 352, 351(2), 303(2) and
3(5) of the BNS, 2023.

3. According to prosecution case, all the accused
persons including this petitioner have assaulted the brother of
the victim.

4. Learned counsel for the petitioner submits that
petitioner has clean antecedent and he has falsely been
implicated in the present case. The allegation as alleged in the
FIR is false and fabricated and the petitioner has not committed



any offence as alleged in the FIR. It appears from the FIR that due to some petty dispute the present occurrence has taken place and there is case and counter case between the parties. From perusal of the FIR it appears that there is no specific allegation against the petitioner rather the same is against co-accused Mdhukant Singh, Bittu Singh and Sunny Singh. Although the brother of the informant received injury but his injury report suggest that the same is simple in nature caused by hard and blunt substance (Annexure-3). He further submits that the police after investigation submitted the charge sheet against the petitioner. He further submits that similarly situated, co-accused, namely, Madhurendra Singh & Others have been granted bail by a Co-ordinate Bench of this Court vide order dated 16.06.2026 passed in Cr. Misc. No. 37825 of 2026. The petitioner is in custody since 15.04.2026.

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

6. Considering the aforesaid facts and circumstances that the petitioner has clean antecedent, there is no specific allegation against the petitioner and there is case and counter case between the parties, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten



Thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate 1st Class, Motihari, East Champaran in connection with Patahi P.S. Case No. 100 of 2026, subject to the following conditions:-

i. 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.

ii. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. 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 antecedent, 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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