

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.44768 of 2026**

Arising Out of PS. Case No.-307 Year-2025 Thana- BARARI District- Katihar

Rohit Kumar S/o Guljari Das R/o Village - Bhatta Tola, Choti Bhaidsira, P.S -  
Barari, District - Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Harish Chandra Patel, Advocate  
For the Opposite Party/s : Mr. Pranav Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH  
MISHRA**

ORAL ORDER

2      13-07-2026                      Heard learned counsel for the petitioner and  
learned APP for the State.

2. The petitioner seeks bail in connection with Barari  
P.S. Case No. 307 of 2025, instituted for the offences punishable  
under Sections 303(2) and 317(5) of the Bharatiya Nyaya  
Sanhita, 2023.

3. The prosecution case, in short, is that auto of the  
informant has been stolen from Bari Bains Diyara Chowk and  
upon chasing, he was unable to catch the thief.

4. Learned counsel for the petitioner submits that the  
petitioner is innocent and has falsely been implicated in the  
present case. Charge-sheet has been submitted in this case. No  
incriminating material has been recovered from the conscious



possession of the petitioner. Learned counsel for the petitioner also submits that the petitioner was not apprehended on spot, rather he has been arrested only on the basis of suspicion. It is further submitted that the seized articles were recovered near Karhagola Railway Station. The petitioner is in custody since 29.09.2025 and has got two criminal antecedents.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail ***after framing of charge, if not already framed***, on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Barari P.S. Case No. 307 of 2025, 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)**

Rajorshi/-

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