IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49147 of 2026

CNR No. BRHC010692592026

Arising Out of PS. Case No.-114 Year-2026 Thana- MUFFASIL District- West Champaran

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Krishna Sah son of Jaiprakash Sah Resident of Village- Fortglostar, Bawadiya PS- Bawadiay, Dist- Howarah (West Bangal)

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Ms. Preeti Kumari, Advocate
For the State : Mr. Ajay Kumar No.2, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

6 19-11-2026 Heard learned Counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner seeks regular bail in connection with Bettiah Muffasil P.S. Case No. 114 of 2026, lodged on 12/03/2026, for the offences punishable under Sections 316(2), 318(4), 303(2), 61(2) and 3(5) of the B.N.S., 2023, pending in the Court of Additional Sessions Judge-XIII, Bettiah, West Champaran.

3. As per the prosecution, FIR has been lodged against two named accused persons. It has been alleged in the FIR that the informant used to do the business of transport and he has booked a truck to carry 24 tonnes of rice and for that he contacted a driver on mobile, who told him that he had a vehicle

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available for the said purpose. Then he communicated about the said rice and subsequently, the rice and the truck both became traceless and not reached at the place of destination. The informant has also alleged in the FIR that he tried his level best to find out the said truck with rice, but failed. Subsequently, he also alleged that a forgery has been made, in which, loss of Rs. 9,07,223/- has been made by both accused persons.

4. Learned Counsel for the petitioner submits that the petitioner is innocent and has committed no offence. Counsel further submits that the petitioner has been unnecessarily made accused in this case. Counsel further submits that no material has come against the petitioner as he is simply a driver of the said truck and whatever be the action he has done, has been done only and only upon the instruction of his owner. Counsel further submits that on the previous occasion case-diary was called for with a view to verify the material. Counsel also submits that criminal antecedent of the petitioner is clean and he is in custody since 20/03/2026. Counsel further submits that the petitioner is ready to fulfill all the conditions whatever shall be imposed upon him.

5. Learned APP for the State, on the other hand, opposes the prayer for bail of the petitioner and submits that on

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the previous occasion, case diary was called for and in the case diary, it has come, by virtue of his confessional statement, that he has involved in the commission of the crime. Counsel further submits that whatever be the *modus-operandi,* the petitioner has categorically ascertained his involvement in crime before the police and during investigation, it has been found true.

6. Considering the nature of allegation against the petitioner, this Court is not inclined to grant bail to the petitioner, **at present.**

7. Accordingly, the present bail application is hereby rejected.

(Dr. Anshuman, J)

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