IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60642 of 2026

CNR No. BRHC010889882026

Arising Out of PS. Case No.-139 Year-2026 Thana- AGAMKUAN District- Patna

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Ankit Patel @ Bhoma Son of Late Brahmdev Prasad @ Brahamdev Prasad Resident of Mohalla - Bhaisani Tola, mansoor Ganj, Ward no. 69, Ps- Malsalami, Dist- patna

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Nityanand Kumar, Adv.
For the Opposite Party/s : Mr. Jagdhar Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR

ORAL ORDER

3 27-10-2026 Heard learned counsel for the petitioner and the learned A.P.P. for the State.

2. The petitioner seeks regular bail in connection with Agamkuan P.S. Case No. 139 of 2026, for the offences punishable under Section 304(2) of the Bharatiya Nyaya Sanhita, 2023.

3. The prosecution case, in brief, is that on 10.02.2026 at around 2:30 PM, while the informant was returning from Tapovan Public School with her child near Chanakya Nagar, Kumhrar, an unknown motorcycle rider snatched her gold chain near Sasta Kirana Store and fled.

4. The learned counsel for the petitioner submits that

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the petitioner is innocent and has falsely been implicated in this case. Learned counsel for the petitioner further submits that the petitioner is in custody since 22.04.2026 and the charge-sheet has been submitted. The counsel lastly submits that the petitioner's name has been added merely because of the criminal cases pending against him, he was compelled to confess, and no Test Identification Parade (TIP) has been conducted.

5. The learned APP for the State vehemently opposed the prayer for bail of the petitioner and drew the attention of the court towards the criminal antecedents of the petitioner.

6. Having heard the learned counsel for the parties and taking into consideration the fact that the charge-sheet has been submitted against the petitioner and further taking into consideration the fact that criminal antecedents cannot constitute a ground for rejection of bail, as held by the Hon'ble Apex Court in **Abhimanue Etc. v. State of Kerala (2025 INSC 1136)**, let the above named petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the likewise amount each to the satisfaction of learned A.C.J.M-IV, Patna City in connection with Agamkuan P.S. Case No. 139 of 2026, subject to the following conditions:

(I) One of the bailors shall be the petitioner's own or

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close family member.

(II) The petitioner shall co-operate in the process of trial.

(III) The petitioner shall not tamper with the prosecution evidence or influence/intimidate any witness during the course of trial.

(IV) The Petitioner shall not commit offence of a similar nature in future.

In case of violation of any of the aforesaid conditions, the Trial Court shall be at liberty to cancel the bail bonds of the petitioner.

(Alok Kumar, J)

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