IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69902 of 2026

CNR No. BRHC010901102026

Arising Out of PS. Case No.-1383 Year-2025 Thana- NAGAR District- Vaishali

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Chandan Kumar S/O Late Ram Sagar Patel @ Ram sagar Patel Resident of Village- Kahar Toli (Behind Sadar Hospital), PS-Town Hajipur, Dist- Vaishali at Hajipur

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Sachin Kumar, Advocate
For the Opposite Party/s : Mr. Anil Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA

ORAL ORDER

2 06-11-2026 Heard Mr. Sachin Kumar, learned counsel for the petitioner and Mr. Anil Kumar, learned Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in connection with Hajipur Town P.S. Case No. 1383 of 2025 for the offences punishable under Sections 319(2), 318(4), 338, 336(3), 340(2), 3(5) of BNS, 2023.

3. The prosecution case, in brief, is that the informant, namely Rupa Devi, alleged that the petitioner, along with co-accused Puja Devi, Ravi Kumar and another person, visited her house and represented that ration cards were being prepared and that she was required to accompany them for approval of her

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ration card. It is alleged that the accused persons thereafter obtained her Aadhaar Card and mobile number and procured an OTP received on her mobile phone. It is further alleged that her fingerprint/biometric was taken on certain documents. It is further alleged that, after a few days, employees of Bharat Finance Company approached the informant and demanded payment of EMI in respect of a loan of Rs. 96,858/- allegedly sanctioned in her name. Upon verification, the informant allegedly came to know that mobile number 8210531989, stated to be registered in the name of the petitioner, was linked with her Aadhaar details and that the alleged loan had been obtained by using her Aadhaar and other documents.

4. Learned counsel for the petitioner next submits that petitioner has falsely been implicated in the present case and the allegation as alleged in the FIR is forged and fabricated and the petitioner has not committed any offence as alleged in the FIR. It is next submitted that earlier the petitioner has moved before this Court for grant of regular bail in Cr. Misc. No. 11733 of 2026 which was dismissed *vide* order dated 29.04.2026. Learned counsel for the petitioner next submits on instruction that petitioner is ready to return the amount in question i.e., Rs.96,858/- to the informant/complainant namely, Rupa Devi.

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5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner and submits that petitioner has antecedent of three cases but fairly submits that petitioner is on bail in the pending matters.

6. Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, 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 CJM, Vaishali at Hajipur in connection with Hajipur Town P.S. Case No. 1383 of 2025, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure and with other 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.

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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.

iv. The petitioner shall produce a demand draft in favour of the informant/complainant, namely, Rupa Devi of Rs.96,858/- and the same shall be produced at the time of furnishing bail bonds. The learned court below is directed to hand over the said demand draft to the informant/complainant or her representative at the time of furnishing bail bonds.

(Rajesh Kumar Verma, J)

Gaurav Sinha/-

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