IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65231 of 2026

CNR No. BRHC010943722026

Arising Out of PS. Case No.-61 Year-2026 Thana- Mufassil District- Khagaria

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Md. Tanveer @ Lalbabu @ Lallu, Son of Md. Anjar, Resident of Village- Mahshouti, Sihpur, P.S.- Muffasil, District- Khagaria.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Ms. Nidhi Suman, Advocate
For the State : Mr. Chandra Sen Prasad, Singh, APP

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CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR

ORAL ORDER

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

2. The petitioner seeks bail, apprehending his arrest, in connection with Muffasil P.S. Case No. 61 of 2026, dated 27.04.2026 registered for the offences punishable under Sections 126(2), 115(2), 137(2), 140(3), 303(2) and 3(5) of BNS. Similar bail application filed by the petitioner under Section 482 of the BNSS has been rejected by the Court of Sessions vide order dated 19.08.2026 passed in A.B.P. No. 720 of 2026.

3. As per allegation, the co-accused Md. Chand and

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the petitioner entered the house of the informant and robbed of the jewellery kept in the house and the wife of the informant was also abducted by the co-accused Md. Chand.

4. Learned counsel for the petitioner submits that the Petitioner is innocent and has falsely been implicated in this case. He further submits that the petitioner is not named in the FIR, though, his name has transpired in the written report. As per written report, it is the petitioner who had directed the family members of the informant to hand over the jewellery. However, such allegation in the written report is totally false and fabricated to implicate the petitioner in this case on account of enmity. This falsity against the petitioner is further supported by the statement of the wife of the informant who was allegedly abducted by Md. Chand. In her statement, she has alleged only regarding abduction. She has not even whispered regarding theft or robbery of any jewellery from her house against the petitioner in her statement under Section 183 of BNSS before learned Judicial Magistrate.

5. It is also stated in paragraph no. 2 of the bail petition that the petitioner has not moved this Court earlier either for anticipatory bail or regular one in the instant case.

6. It has further been stated in paragraph no.3 of the

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bail petition that the petitioner has no criminal antecedents.

7. However, learned APP for the State vehemently opposes the prayer of the Petitioner for bail.

8. Considering the aforesaid facts and circumstances, **this petition is allowed,** directing the petitioner, above-named, to be enlarged on bail, in the event of his arrest or surrender before the court below within a period of eight weeks from the date of receipt / production of a copy of this order, on his furnishing bail bonds in the sum of Rs.10,000 /- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned concerned court below in connection with Muffasil P.S. Case No. 61 of 2026, subject to the conditions as laid down under Section 482 (2) of the B.N.S.S 2023, and on the following conditions:

(i) In case, it is brought to the notice of the court below that the petitioner has any criminal antecedent, learned court below shall cancel the bail bonds of the petitioner after hearing him and getting satisfied that the petitioner has concealed his criminal antecedents despite his knowledge of the same.

(ii) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong,

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learned court below shall cancel the bail bonds of the petitioner.

(Jitendra Kumar, J.)

S. Ali/Prakash/-

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