IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78086 of 2026

CNR No. BRHC011039922026

Arising Out of PS. Case No.-318 Year-2024 Thana- BAHERI District- Darbhanga

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Pardip Sada @ Pradip Sada @ Pradeep Sada S/o Late Julum Sada Resident of Village - Turki, P.S. - Baheri, District - Darbhanga.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Md. Wasim Ahmad, Advocate
For the State : Mr. Umesh Lal Verma, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA

ORAL ORDER

2 04-11-2026 Heard Mr. Md. Wasim Ahmad, learned counsel for the petitioner and Mr. Umesh Lal Verma, learned APP for the State.

2. Petitioner seeks bail, who is in custody since 14.09.2024, in connection with Baheri P.S. Case No. 318 of 2024, F.I.R. dated 13.09.2024 registered for the offences punishable under Sections 126(2), 115(2), 118(1), 109, 74, 352, 351(2) and 3(5) of the B.N.S., 2023 and later on Section 103(1) of the B.N.S. was added.

3. Earlier the bail petition of the petitioner was rejected vide order dated 15.05.2025 passed in Cr. Misc. No. 15854 of 2025 and thereafter the petitioner has again moved before the Hon'ble Court for grant of bail in Cr. Misc. No. 1085 of 2026 but the same was rejected vide order dated 16.02.2026.

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4. Learned counsel for the petitioner submits that the petitioner has clean antecedent and he has been falsely implicated in the present case. It appears from the F.I.R. that although the petitioner is named in the F.I.R. but there is no specific allegation against the petitioner rather there is general and omnibus allegation against all the accused persons including the petitioner and for the same set of allegation other co-accused persons namely, Gulzari Devi, Amola Devi and Ghurni Devi @ Kurni Devi have been granted bail by a Coordinate Bench of this Court vide order dated 15.05.2025 passed in Cr. Misc. No. 15854 of 2025 and Cr. Misc. No. 13027 of 2025 respectively. He further submits that the petitioner is in custody since 14.09.2024 and the trial is not in progress.

5. The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner.

6. Considering the facts and circumstances of the case and the fact that the petitioner having clean antecedent, similarly situated co-accused persons have been granted bail by a Coordinate Bench of this Court as well as period of custody, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned District & Additional Sessions Judge-II, Darbhanga in connection with

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Baheri P.S. Case No. 318 of 2024, subject to the following conditions :-

(1) 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.

(2) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(3) 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 antecedents, 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.

(Rajesh Kumar Verma, J)

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