IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77215 of 2026

CNR No. BRHC011043972026

Arising Out of PS. Case No.-128 Year-2021 Thana- Arwal District- Arwal

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Bittu Kumar @ Rajnish Kumar Son of Kamal Yadav Resident of Village - Malichak, P.S.- Paras Bigha, District - Jehanabad.

... ... Petitioner/s

Versus

The State of Bihar Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Ritesh Kumar Singh, Adv.
For the Opposite Party/s : Mr.Nirmal Kumar Sinha, Adv.

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CORAM: HONOURABLE MR. JUSTICE RAJ KUMAR

ORAL ORDER

2 28-10-2026 Heard the learned counsel for the petitioner as well as learned A.P.P. on behalf of the State.

2. The petitioner has been made an accused in a case registered for the offences punishable under Sections 384 and 387 of I.P.C. and Section 27 of Arms Act.

3. The F.I.R. was instituted against the petitioner.

4. Learned counsel for the petitioner submits that the petitioner was granted bail earlier on 28.03.2022, however due to his non-appearance his bail bonds were cancelled and he was declared an absconder on 24.01.2026. Learned counsel further submits that the petitioner surrendered *suo motu* on 26.05.2026 and has been languishing in judicial custody since then. It is further submitted that charges have already been framed against

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the petitioner, and he is willing to abide by the directions of the Court and undertakes to cooperate with the trial. Learned counsel has also given an undertaking that if the petitioner fails to cooperate, his bail bonds may be cancelled. It is further submitted that the petitioner undertakes not to repeat the offence. Learned counsel further submits that the petitioner has a clean antecedent.

5. The petitioner has been in judicial custody since 26.05.2026.

6. The Learned A.P.P. on behalf of the State has opposed the application.

7. Taking into consideration the entire facts and circumstances of the case, the petitioner, above-named, is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned C.J.M., Arwal or concerned Court, in connection with Arwal P.S. Case No. 128 of 2021, subject to the following conditions:-

(i) The petitioner shall cooperate in the disposal of the trial.

(ii) One of the bailors must be a close relative of the petitioner, such as his mother, father, brother, sister or wife.

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(iii) The petitioner will appear on each and every date fixed by the trial court and if he fails to do so on two consecutive dates, unless he is prevented by extremely adverse circumstances, the learned court below will be at liberty to cancel the bail bond of the petitioner.

(iv) If the petitioner repeats an offence of a similar nature, his bail bond shall be liable to be cancelled by the Court below after following due process of law.

(v) Before release, the learned Court below shall verify the criminal antecedent of the petitioner and if the petitioner is found involved in any case other than the present one, his bail bond shall not be accepted.

(vi) It is also made clear that there shall be no delay in verifying the criminal antecedents of the petitioner and the delay shall not extend beyond the period of ten days.

(Raj Kumar, J)

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