IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75469 of 2026

CNR No. BRHC011060682026

Arising Out of PS. Case No.-67 Year-2026 Thana- JOKIHAT District- Araria

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Devid @ Lalu @ Gulab S/O Md Moazzam R/O Vill.- Chirah, Ward no. 3, P.s.- Mahalgaon, Dist.- Araria- 854311

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Asif Ansari, Advocate
For the Opposite Party/s : Mr. Pushpa Sinha, APP

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CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 27-10-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in Jokihat P.S. Case No. 67 of 2026 instituted for the offences under Sections 331(4), 334(1) and 62 of the Bharatiya Nyaya Sanhita, 2023.

3. Prosecution allegation, in short, is that on 19.02.2026, an unidentified individual attempted to rob the Central Bank of India's Gerki Branch by using a gas cutter to break through the shutter and lock, but fled from the scene after being failed to execute the theft.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the

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present case merely on suspicion. The petitioner is not named in the FIR. The name of the petitioner has transpired on the confessional statement of co-accused, namely, Md. Abdullah. There is no recovery of any incriminating articles from the conscious possession of the petitioner. The petitioner is in custody since 12.05.2026 and has got nine criminal antecedents. There is no compliance of Section 103 of the B.N.S.S.. Co-accused has been granted regular bail by a co-ordinate Bench vide order dated 22.06.2026 passed in Cr. Misc. No. 38850 of 2026.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.15,000/- (Fifteen thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Jokihat P.S. Case No. 67 of 2026, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

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(II) The petitioner shall appear on each and every date fixed at the trial and shall not remain absent on two consecutive dates without sufficient cause.

(III) The petitioner will not tamper with the evidence or the witnesses during the trial.

(IV) The petitioner shall not commit any offence punishable under Chapter XVII (Offences Against Property) of the Bharatiya Nyaya Sanhita, 2023 in future.

If any of the above conditions are violated, the Trial Court shall be at liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

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