IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76303 of 2026

CNR No. BRHC011069572026

Arising Out of PS. Case No.-131 Year-2026 Thana- Bhawanipur District- Bhagalpur

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Chhotu Shah @ Chhotu Sah Son of Irfan Shah @ Irfan Sah Resident of Village - Madhurapur, P.S.- Bhawanipur, District - Bhagalpur.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Amrendra Kumar, Advocate
For the Opposite Party/s : Mr. Nirmal Kumar Sinha, A.P.P

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR

ORAL ORDER

2 28-10-2026 Heard learned counsel for the petitioner and the learned A.P.P. for the State.

2. The petitioner seeks regular bail in connection with Bhawanipur P.S. Case No. 131 of 2026, for the offences punishable under Sections 334(1), 305, 317(2) and 112 of the Bharatiya Nyaya Sanhita, 2023.

3. The prosecution case, in brief, is that on 01.06.2026, informant discovered that the lock of his jewellery shop was broken and the gate was open. It is alleged that silver jewellery valued at approximately Rs. 5 lakhs and cash of Rs. 1 lakh from the counter box were stolen. The FIR was registered against unknown persons.

4. The learned counsel for the petitioner submits that

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the petitioner is innocent and has falsely been implicated in this case. Learned counsel for the petitioner further submits that the petitioner has clean antecedents and is in custody since 02.06.2026. The counsel also submits that the charge-sheet has been submitted. The learned counsel lastly submits that the petitioner’s name has been added merely on suspicion and he was compelled to confess before the police.

5. The learned APP for the State vehemently opposed the prayer for bail of the petitioner and submits that the petitioner was made an accused on the basis of his confessional statement.

6. Having heard the parties and taking into consideration the fact that the petitioner has clean antecedents and charge-sheet has been filed, let the above named petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the likewise amount each to the satisfaction of learned A.C.J.M-III, Naugachia in connection with Bhawanipur P.S. Case No. 131 of 2026, subject to the following conditions:

(I) One of the bailors shall be the petitioner's own or close family member.

(II) The petitioner shall co-operate in the process of

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trial.

(III) The petitioner shall not tamper with the prosecution evidence or influence/intimidate any witness during the course of trial.

(IV) The Petitioner shall not commit offence of a similar nature in future.

In case of violation of any of the aforesaid conditions, the Trial Court shall be at liberty to cancel the bail bonds of the petitioner.

(Alok Kumar, J)

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