

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73661 of 2025

Arising Out of PS. Case No.-283 Year-2025 Thana- MOTIHARI MUFASIL District- East
Champaran

CHETAN KUMAR S/o GANESH PRASAD R/O Village - AMAWA TOLA
AJAGRI, POLICE STATION - BANJARIYA, DISTRICT - EAST
CHAMPARAN

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sarvesh Kashyap, Advocate

For the Opposite Party/s : Mr. Navin Kumar Pandey, APP

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

4 11-02-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in a case registered for
the offence punishable under Section 309(4) of the Bharatiya
Nyaya Sanhita, 2023.

3. As per the prosecution case, three unknown
miscreants are said to have snatched mobile phone, bag and
cash on the gun point from the informant.

4. It is submitted by learned counsel for the
petitioner that the F.I.R. has been lodged against unknown and
the name of the petitioner transpired, subsequently, during the
course of investigation in the statement of the co-accused,
Santosh Kumar, indicating his conspiracy with one Jeet Kumar



to commit robbery. It is further submitted that the petitioner has nothing to do with the other co-accused persons and no looted money was recovered from his possession neither the motorcycle belonged to him. It is further submitted that the charges have already been framed on 12.12.2025 and the next date has been fixed for evidence on 23.02.2026. Further, the petitioner is a student, has no criminal antecedent and has been languishing in custody since 07.06.2025.

5. Learned APP for the State opposed the bail petition on the ground of allegations made in the F.I.R.

6. Taking into consideration the facts and circumstances of the case and also considering the fact that there is no cogent material seems to have been gathered during the course of investigation and the charges have already been framed, the above named petitioner is directed to be enlarged 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 the learned Court below where the case is pending/successor Court in connection with Motihari Muffasil P.S. Case No.283 of 2025, subject to the conditions that :

(i) One of the bailors will be his own blood relative, preferably, father, mother, brother, sister and/or his wife.



(ii) The petitioner shall remain physically present in court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reasons, his bail bonds shall be liable to be cancelled by the learned court concerned.

7. The learned Court below is directed to verify the fact that the charges have already been framed against the petitioner, as submitted by learned counsel for the petitioner, before accepting the bail bonds.

(Soni Shrivastava, J)

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