IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77098 of 2026

CNR No. BRHC011080082026

Arising Out of PS. Case No.-424 Year-2026 Thana- MOTIHARI MUFASIL District- East Champaran

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Sukhal Mukhiya S/O Parikshan Mukhiya Resident Of Village- Hasuaha, Ward No. 05, P.s.- Muffasil, Dist.- East Champaran At Motihari

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Kumar Vikram, Advocate
For the Opposite Party/s : Mr. Nitya Nand Tiwary, APP

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CORAM: HONOURABLE MR. JUSTICE KUMAR MANISH

ORAL ORDER

2 28-10-2026 Heard learned counsel appearing on behalf of the petitioner and learned APP for the State.

2. The present application has been filed on behalf of the petitioner for grant of regular bail in connection with Muffasil P.S. Case No. 424 of 2026, for the offence punishable under sections 317(2), 317(4), 317(5), 338, 336(3), 111(1) and 3(5) of the B.N.S., 2023.

3. As per the prosecution case, four suspected stolen motorcycles, one motorcycle with its lock broken and tools used for breaking vehicle locks were recovered from the possession of the accused persons including the petitioner.

4. Learned counsel for the petitioner submitted that

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the petitioner is innocent and has falsely been implicated in the present case due to village politics and has committed no offence as alleged in the F.I.R. No incriminating material has been been recovered from the conscious possession of this petitioner but the police implicated him in a planted manner to save the main culprit.

5. The search was made in the house of the petitioner in the presence of member of the Police team which creates doubt and prove the innocence of the petitioner. The petitioner has two criminal antecedents and he is in judicial custody since 01.07.2026. Similarly situated co-accused person, namely, Rahul Kumar, has already been granted regular bail by a Coordinate Bench of this Hon’ble Court vide order dated 19.09.2026 passed in Cr. Misc. No. 66891 of 2026.

6. Learned APP for the State has vehemently opposed the prayer for bail.

7. Considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail. The petitioner, above named, is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Motihari, East Champaran/

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concerned court in connection with Muffasil P.S. Case No. 424 of 2026, subject to following conditions:-

(i) One of the bailors should be family member of the petitioner.

(ii) Petitioner will co-operate in the trial and will remain present on all dates personally or should be duly represented through his counsel and whenever required to be physically present by the court, she should physically appear in the Court on that date.

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

(Kumar Manish, J)

Ranjeet/-

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