IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75357 of 2026

CNR No. BRHC011086592026

Arising Out of PS. Case No.-365 Year-2026 Thana- BIDUPUR District- Vaishali

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Suraj Kumar Son of Tarkeshwar Rai Resident of Village - Nayagaon Rajpur, Police Station - Nayagaon, District - Saran at Chapra

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Bindhyachal Singh, Sr. Advocate
Mr.Vipin Kumar Singh, Advocate
For the Opposite Party/s : Mr.Uday Chand Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA

ORAL ORDER

2 28-10-2026 As prayed for, learned counsel for the petitioner is permitted to make necessary correction in the prayer portion of the petition.

02. Heard learned senior counsel for the petitioner and learned APP for the State.

03. In the present case, the petitioner seeks bail in connection with Bidupur P.S. Case No. 365 of 2026 registered for the alleged offences under Sections 316(2), 318(4), 179, 111, 3(5) of BNS.

04. As per prosecution case, a secret information was received by the informant that some persons used to dupe people on pretext of doubling their money. A raid was conducted

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at identified house and three persons including the petitioner were apprehended. On search of the house, recovery of Rs.1,30,000/- cash was made from a trolley bag. Further, recovery of 21 bundles of paper resembling currency notes and a motorcycle were also made apart from mobile phone of the petitioner and co-accused persons.

05. Learned senior counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case and nothing incriminating has been recovered from his conscious possession. Only recovery shown from the petitioner is of a mobile phone. Recovery of cash has been made from the house of one Rama Singh and the said recovery cannot be fastened upon this petitioner. Learned senior counsel also submits that no complaint has been received in this connection and it is not clear who was duped by the petitioner or other co-accused persons or whether any money was delivered to the petitioner. Learned senior counsel further submits that even if the allegations made in the FIR are taken to be true on its face value, the same only shows preparation and no offence is made out against the petitioner. The seized currency notes were found to be genuine. The petitioner is having clean antecedent and he is in custody since 02.08.2026.

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06. Learned APP opposes the submission made on behalf of the petitioner. Learned APP submits that the petitioner and other co-accused persons used to run an organized gang and duped several people of their money by giving offer of doubling the same.

07. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the vague nature of allegation and also considering the absence of any allegation specific allegation against the petitioner and further considering the period of custody of the petitioner and his clean antecedent, the petitioner above named is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Vaishali at Hajipur/concerned Court in connection with Bidupur P.S. Case No. 365 of 2026, subject to the conditions mentioned in Section 480(3) of B.N.S.S. and also the following conditions :

(i) One of the bailors will be a close relative of the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the

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court below.

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

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