IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76312 of 2026

CNR No. BRHC011093702026

Arising Out of PS. Case No.-71 Year-2026 Thana- NAURANGIA District- West Champaran

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Jitendra Kumar S/O Surya Sah R/O Village- Semara Brit (Chhota Semara), P.S - Majhauliya, Distt.- West Champaran.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Niraj Kumar Sharma, Advocate
For the Opposite Party/s : Mr. Lalan Kumar, 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 Naurangiya P.S. Case No. 71 of 2026, for the offences punishable under Sections 318(4), 316(2), 303(2) and 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. The prosecution case, in brief, is that on 09.07.2026 at around 09:00 A.M, three unknown persons hired the informant’s unregistered E-rickshaw. It is alleged that at Paniyahwa, one of the persons took the E-rickshaw under the pretense of buying cigarettes and did not return. It is further alleged that the other two persons also escaped, leaving the informant behind as part of a planned conspiracy to take the

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vehicle.

4. The learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. Learned counsel for the petitioner further submits that the petitioner is in custody since 31.08.2026. The counsel also submits that the petitioner is not named in the FIR, his name has been added merely on confessional statement of co-accused and nothing has been recovered from his possession. The learned counsel lastly submits that a similarly situated co-accused has been granted bail by a co-ordinate Bench of this Court by order dated 07.10.2026 passed in Cr. Misc. No. 72339 of 2026.

5. The learned APP for the State vehemently opposed the prayer for bail of the petitioner.

6. Having heard the parties and taking into consideration the fact that a similarly situated co-accused has been granted bail by a co-ordinate Bench of this Court, 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-II, Bagaha, West Champaran in connection with Naurangiya P.S. Case No. 71 of 2026, subject to the following conditions:

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(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 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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