IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77280 of 2026

CNR No. BRHC011100092026

Arising Out of PS. Case No.-270 Year-2026 Thana- SHAHPUR PATORI District- Samastipur

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Mukesh Kumar S/o Ram Udgar Yadav R/o village - Mureth, P.s- Arer , District- Madhubani

. ... Petitioner/s

Versus

The State of Bihar Bihar

... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Vinod Kumar, Adv.
Mr. Gagan Deo Yadav, Adv.
Mr. Rajesh Kumar, Adv.
For the Opposite Party/s : Mr.Asha Devi, Adv.

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CORAM: HONOURABLE MR. JUSTICE RAJ KUMAR

ORAL ORDER

2 28-10-2026 Heard the learned counsel for the petitioner as well as learned A.P.P. on behalf of the State.

2. The petitioner has been made an accused in a case registered for the offences punishable under Sections 308(2), 316(5), 61(2) and 3(5) of the B.N.S.

3. As per the allegations made in the F.I.R., the petitioner who was posted as a Data Entry Operator at Labour Enforcement Office, allegedly demanded Rs. 15,000/- as illegal commission out of the Government assistance of Rs. 50,000/- sanctioned to the dependent of a deceased beneficiary under the Bihar Government Scheme. It is further alleged that out of the aforesaid amount, Rs. 5,000/- was transferred by the complainant, Sanjeev Kumar, through an intermediary, Sawan

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Kumar, the owner of Radhe Radhe Internet Zone, who stated that after deducting his commission, the remaining amount was transferred to the petitioner.

4. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case. Learned counsel for the petitioner further submits that the petitioner undertakes to cooperate with the investigation as well as in the trial and not to repeat the offence. Learned counsel for the petitioner further submits that the petitioner has a clean antecedent.

5. The petitioner has been in judicial custody since 08.08.2026.

6. The Learned A.P.P. on behalf of the State has opposed the application.

7. Taking into consideration the entire facts and circumstances of the case, as also the fact that bribe amount is confined to Rs. 5000/- the petitioner, above-named, is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Samastipur or concerned Court, in connection with Shahpur Patori P.S. Case No. 270 of 2026, subject to the following conditions:-

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(i) The petitioner shall cooperate in the disposal of the trial.

(ii) One of the bailors must be a close relative of the petitioner, such as his mother, father, brother, sister or wife.

(iii) The petitioner will appear on each and every date fixed by the trial court and if he fails to do so on two consecutive dates, unless he is prevented by extremely adverse circumstances, the learned court below will be at liberty to cancel the bail bond of the petitioner.

(iv) If the petitioner repeats an offence of a similar nature, his bail bond shall be liable to be cancelled by the Court below after following due process of law.

(v) Before release, the learned Court below shall verify the criminal antecedent of the petitioner and if the petitioner is found involved in any case other than the present one, his bail bond shall not be accepted.

(vi) It is also made clear that there shall be no delay in verifying the criminal antecedents of the petitioner and the delay shall not extend beyond the period of ten days.

(Raj Kumar, J)

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