**IN THE HIGH COURT OF JUDICATURE AT PATNA**
**CRIMINAL MISCELLANEOUS No.75897 of 2026**
**CNR No. BRHC011103252026**
Arising Out of PS. Case No.-77 Year-2021 Thana- MANSURCHAK District- Begusarai

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Neeraj Kumar @ Birather S/O Mahadev Sah R/O Village- Mansurchak Bazar, P.S.- Mansurchak, Distt.- Begusarai (Bihar). ... ... Petitioner/s

Versus

The State of Bihar ... ... Opposite Party/s

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**Appearance :**
For the Petitioner/s : Mr. Shivam Prerna, Adv
For the Opposite Party/s : Dr. Ajeet Kumar, APP

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**CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA**

ORAL ORDER

2 28-10-2026 Heard the parties.

2. The petitioner seeks bail in connection with Mansurchak P.S. Case No. 77/2021 registered for the offence under Sections 341, 323 and 307/34 of the I.P.C.

3. Present is the case of misuse of bail, wherein petitioner remains in custody since 12.08.2026.

4. Learned counsel appearing on behalf of the petitioner submitted that the bail bond of petitioner was cancelled on 18.06.2026. It is submitted that petitioner was in Maharashtra in connection with his livelihood, therefore, he surrendered before the court only on 12.08.2026. It is submitted that his non-appearance was neither intentional nor deliberate rather it was under compulsion of his livelihood. It is submitted that petitioner undertake now to remain careful in future as to attend court proceedings without fail.

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5. From the aforesaid submission, it appears that this is first misuse of bail.

6. Learned APP opposes the prayer of bail.

7. Considering the submission as advanced, it is a case of first misuse of bail, where petitioner remains in custody since 12.08.2026, accordingly petitioner above named, is directed to be released on bail in connection with Mansurchak P.S. Case No. 77/2021 on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II, Begusarai/concerned court, subject to the conditions as mentioned under Section 480(3) of BNSS with further conditions:-

**(i)** Accused/Petitioner shall cooperate in the trial and shall be physically present on each and every date before the Trial Court till conclusion of the trial and exemption from physical appearance be allowed by the Trial Court, only on medical ground of the petitioner duly supported by the documents.
**(ii)** If petitioner made any deliberate attempt to delay trial, State/informant shall be at liberty to press petition before the learned Trial Court for cancellation of bail bold of petitioner, which shall be decided by learned Trial Court, in accordance with law after giving fair opportunity to petitioner.

**(Chandra Shekhar Jha, J.)**

S.Tripathi/-

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