IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79608 of 2026

CNR No. BRHC011112382026

Arising Out of PS. Case No.-268 Year-2026 Thana- RIGA District- Sitamarhi

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Anil Sah Son of Laxmi Sah Resident Of Village - Parsauni Mailwar, P.S.- Parsauni, District- Sitamarhi.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Sanjay Kumar
For the Opposite Party/s : Mr.Jagdhar Prasad

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CORAM: HONOURABLE MR. JUSTICE RAJ KUMAR

ORAL ORDER

2 05-11-2026 Heard the learned counsel for the petitioner as well as the learned Additional Public Prosecutor for the State.

2. The petitioner is seeking regular bail in connection with Riga P.S. Case No. 268 of 2026, registered for the offence punishable under Section 309(4) of B.N.S.

3. As per prosecution case, on the alleged date and time of occurrence, three bike borne miscreants came to the CSP counter of the informant with arms and looted cash of Rs. 1,50,000/- which included 20,000/- cash of customer, Aadhaar Card as well as other documents relating to the CSP and, fled away. Hence, the present FIR was lodged

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against unknown persons.

4. Learned Counsel appearing on behalf of the petitioner has submitted that the petitioner is not named in the FIR. The name of the petitioner has surfaced in the present case on the basis of the confessional statement of the co-accused, namely, Chetan Sah @ Chetan who was apprehended by the police. Learned counsel for the petitioner submits that on the basis of confession of co-accused, recovery of a mobile phone as well as Aadhaar Card of the informant and other documents relating to the CSP are said to have been recovered from the possession of the petitioner. It has further been submitted that the recovered Aadhaar Card belongs to the petitioner. Learned counsel further submits that the Charge sheet has already been submitted in the present case. The petitioner is languishing in custody since 03.07.2026. Although he is involved in two other cases, he has already been granted bail in both cases. Learned counsel further undertakes to cooperate in the investigation and trial and also not to repeat the offence.

5. On the other hand, learned APP appearing for

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the State though opposes the prayer for bail but fairly submits that there is no major recovery from the possession of the petitioner.

6. Taking into consideration the aforesaid facts and circumstances coupled with the fact that there is no major recovery from the possession of the petitioner, 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 the learned Chief Judicial Magistrate/Concerned Court, Sitamarhi in connection with Riga P.S. Case No. 268 of 2026, subject to the following conditions:-

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

(ii) One of the bailors must be a close relative of the petitioner such as 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.

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(iv) Before release, the learned court below shall verify the criminal antecedent of the petitioner and if he is found involved in any case other than the cases mentioned at paragraph-3 of the bail petition, his bail bond will not be accepted.

Two other cases pending against the petitioner except the present one as mentioned in paragraph-3 of the bail petition, are as follows:

(a) Parsauni P.S. Case No. 83 of 2011

(b) Parsauni P.S. Case No. 69 of 2018

(v) It is also made clear that there shall be no delay beyond a period of ten days in verifying the criminal antecedents of the petitioner.

(Raj Kumar, J)

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