IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78015 of 2026

CNR No. BRHC011113482026

Arising Out of PS. Case No.-362 Year-2026 Thana- NAUBATPUR District- Patna

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Vikas Kumar @ Vikash Kumar S/O Murari Prasad @ Munarik Singh R/O Village- Tilhar, PS- Khusrupur, District- Patna.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Shyamal Prakash, Advocate
For the Opposite Party/s : Mr. Bhanu Pratap Singh, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA

ORAL ORDER

2 04-11-2026 Heard Mr. Shyamal Prakash, learned counsel for the petitioner and Mr. Bhanu Pratap Singh, learned A.P.P. for the State.

2. The petitioner seeks bail, who is in custody since 25.05.2026 in connection with Naubatpur P.S. Case No. 362 of 2026, F.I.R. dated 21.05.2026 registered for the offence punishable under Section 310(2) of BNS.

3. As per the prosecution, it is alleged that ten to fifteen armed persons allegedly entered the informant's godown and tied the guard and allegedly looted 50 ACs, 40 TVs and 30-35 coolers using a pick-up vehicle and tractor. During investigation, witness statements, CCTV footage and vehicle-related materials were collected. The stolen articles were

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allegedly recovered from the premises associated with the co-accused person, namely, Shivnath Rai.

4. Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case. Initially, the petitioner was not named in the FIR. The name of the petitioner has been transpired during investigation and nothing incriminating article has been recovered from possession of the petitioner rather incriminating article has been recovered from the straw house of co-accused person, namely, Shivnath Rai and he has been granted regular bail by a Coordinate Bench of this Hon'ble Court vide order dated 24.09.2026 passed in Cr. Misc. No.61186 of 2026 and police after investigation submitted the chargesheet against the petitioner and the petitioner is in custody since 25.05.2026.

5. Learned A.P.P. for the State has vehemently opposed the prayer for bail of the petitioner and submits that the petitioner carries one more case other than the present one but fairly submits that the petitioner is on bail in the said case, as mentioned in para-3 of the bail petition.

6. Considering the aforesaid facts, initially the petitioner was not named in the FIR, the name of the petitioner has been transpired during investigation, nothing has been

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recovered from possession of the petitioner and similarly situated co-accused person, namely, Shivnath Rai has been granted regular bail by a Coordinate Bench of this Hon'ble Court, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned ACJM-VIth, Danapur/Successor Court in connection with Naubatpur P.S. Case No. 362 of 2026, with the following conditions:-

(I) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(II) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(III) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the

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acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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