IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78901 of 2026

CNR No. BRHC011116392026

Arising Out of PS. Case No.-198 Year-2026 Thana- SARAI RANJAN District- Samastipur

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Sahil Kumar Son of Sanjay Sahni @ Sanjay Kumar Sahni Resident of Village- Khetapur, P.S.- Sarairanjan, District- Samastipur

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Ankit Kumar Jha, Advocate
For the Opposite Party/s : Mr. Aditya Narayan Singh.1, APP

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CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 04-11-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in Sarairanjan P.S. Case No. 198 of 2026 instituted for the offences under Sections 331(4) and 305 of the Bharatiya Nyaya Sanhita, 2023.

3. Prosecution allegation, in short, is that some unknown miscreants committed theft in the house of the informant and took away gold weighing 10-12 bhar, silver weighing 60-65 bhar and cash amounting to Rs. 35,000/- to 38,000/-.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the

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present case. Charge-sheet has been submitted in this case. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner is not named in the FIR. The name of the petitioner has transpired during course of investigation. There is no recovery of any incriminating articles from the conscious possession of the petitioner. There is a delay of eight days in lodging the FIR. The petitioner is in custody since 09.08.2026 and has got no criminal antecedent. There is no compliance of Section 103 of the B.N.S.S..

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail, ***after framing of charge, if not already framed***, on furnishing bail bonds of Rs.15,000/- (Fifteen thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Sarairanjan P.S. Case No. 198 of 2026, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

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(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

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