IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77174 of 2026

CNR No. BRHC011124542026

Arising Out of PS. Case No.-72 Year-2024 Thana- DUMARIYA District- Gaya

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Saurabh Kumar S/o Raju Gupta @ Rajeev Kumar Resident of Village- Raniganj, P.S.- Imamganj, Distt.- Gaya Ji

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Vijay Kumar, Advocate
For the State : Mr. Shailendra Kumar Singh, APP

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CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA

ORAL ORDER

2 19-11-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in a case registered for the offence punishable under Section 310(2) of the BNS.

3. As per the prosecution case, five unknown miscreants riding on two motorcycles are alleged to have looted cash of Rs. 4,00,000/- from the informant on the point of pistol.

4. Learned counsel for the petitioner submits that the First Information Report was lodged against unknown persons and the FIR itself indicates that they identified only one of the miscreants. The said miscreant was subsequently identified in the TIP as Md. Sadik and the said Md. Sadik has

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already been granted bail by a co-ordinate Bench of this Court vide order dated 09.01.2025 in Cr. Misc. No. 85933 of 2024 (Annexure-P/2). It is further submitted that the name of this petitioner has transpired during the course of investigation on the confessional statement of Md. Sadik and neither there is any recovery made from his possession nor he has been put to TIP. Further submission is that similarly situated co-accused persons Mahemunir Khan and Raju Kumar, whose names have also transpired on the basis of confessional statement before police, have been granted bail by a co-ordinate Benches of this Court vide order dated 13.05.2026 in Cr. Misc. No. 15047 of 2026 (Annexure-P/3) and order dated 15.10.2026 in Cr. Misc. No. 74945 of 2026 respectively. The petitioner is in custody since 29.11.2025 and he undertakes to cooperate in the trial. Charge-sheet has been submitted in the case.

5. Learned APP for the State opposed the bail petition on the ground that the petitioner has four criminal antecedents.

6. In response, it has been submitted that the petitioner is on bail in all the cases.

7. Taking into consideration the facts and circumstances of the case and also considering the fact that

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charge-sheet has been submitted against the petitioner and similarly situated co-accused persons have already been granted bail by co-ordinate Benches of this Court, let the above named petitioner, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-III, Sherghati at Gaya Ji/concerned Court below in connection with Dumariya P.S. Case No. 72 of 2024 subject to the following conditions :

(i) One of the bailors will be a family member/close relative.

(ii) The petitioner shall cooperate in the trial.

(Soni Shrivastava, J)

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