IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79912 of 2026

CNR No. BRHC011150062026

Arising Out of PS. Case No.-365 Year-2026 Thana- SAMASTIPUR MUFFASIL District-Samastipur

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Sunny Kumar @ Raja @ Sanny Kumar Son of Yogendra Sah R/O- Rampur Dudhpura, P.S.- Samastipur (Mufassil), District - Samastipur

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Piyush Kumar Pandey, Advocate
For the Opposite Party/s : Mr.Anuj Kumar Shrivastava, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA

ORAL ORDER

2 05-11-2026 Heard learned counsel for the petitioner and learned APP for the State.

02. In the present case, the petitioner seeks bail in connection with Samastipur (Muffasil) P.S. Case No. 365 of 2026 registered for the alleged offences under Sections 331(4) and 305 of BNS.

03. As per prosecution case, a theft was committed in the dwelling house of the informant in his absence and two FIR named accused persons were identified with the help of CCTV footage, who committed theft in the house of the informant. A number of gold, silver and diamond ornaments were stolen apart from cash of Rs.2,40,000/-. The name of the petitioner

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transpired during investigation as the person who was sold the stolen ornaments by two co-accused persons.

04. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. The petitioner has no role in the theft and there is no such allegation. The only allegation against the petitioner is that he dealt with the stolen ornaments but the said allegation is not supported with cogent material. The recovery shown from the petitioner is of molten gold but there was no material to identity the same as the stolen property. The petitioner is having clean antecedent and he is in custody since 23.08.2026.

05. Learned APP opposes the submission made on behalf of the petitioner.

06. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the period of custody of the petitioner and his clean antecedent, the petitioner above named is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Samastipur/concerned Court in connection with Samastipur (Muffasil) P.S. Case No. 365 of 2026, subject to the conditions mentioned in Section 480(3) of

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B.N.S.S. and also the following conditions :

(i) One of the bailors will be a close relative of the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the court below.

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

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