**IN THE HIGH COURT OF JUDICATURE AT PATNA**
**CRIMINAL MISCELLANEOUS No.81369 of 2026**

**CNR No. BRHC011156122026**

Arising Out of PS. Case No.-22 Year-2025 Thana- MAHALGAON District- Araria

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Prince Kumar S/o Subodh Kumar Yadav @ Subodh Yadav R/o Tamganj, Toufir, ward no. 9, P.S.- Narpatganj, Distt.- Araria

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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**Appearance :**
For the Petitioner/s : Mr. Kumar Rajdeep, Advocate
For the Opposite Party/s : Mr. Nirmal Kumar Sinha, APP

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**CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA**

ORAL ORDER

2 25-11-2026 Heard Mr. Kumar Rajdeep, learned counsel for the petitioner and Mr. Nirmal Kumar Sinha, learned APP for the State.

2. Petitioner seeks bail, who is in custody since 17.08.2026, in connection with Mahalgaon P.S. Case No. 22 of 2025, F.I.R. dated 03.02.2025 registered for the offences punishable under Sections 309(4) of the B.N.S., 2023.

3. The F.I.R. of the occurrence of loot is against unknown.

4. Learned counsel for the petitioner submits that the petitioner has clean antecedent and he has been falsely implicated in the present case. In fact, the petitioner was informant in the present occurrence but due to

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miss-communication the petitioner has been made accused in the present case. Although, initially the present F.I.R. was instituted under Section 309(4) of the B.N.S. but the police after investigation submitted chargesheet against the petitioner under Sections 316(5), 318(4) of the B.N.S. and the petitioner is in custody since 17.08.2026.

5. The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner.

6. Considering the facts and circumstances of the case, let the petitioner, above named, 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 learned Chief Judicial Magistrate, Araria in connection with Mahalgaon P.S. Case No. 22 of 2025, subject to the following conditions :-

(1) 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 absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the

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witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(3) 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 antecedents, the court below shall take step for cancellation of bail bond of the petitioner. However, the 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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