IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79998 of 2026

CNR No. BRHC011164252026

Arising Out of PS. Case No.-378 Year-2026 Thana- MAHNAR District- Vaishali

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Suraj Kumar Jha @ Suraj Kumar S/o Late Manoj Kumar Jha R/o vill- Tarachauri, ward No 14, Police Station- Mahnar, Distt.- Vaishali, Hajipur

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Ms. Sweety Sinha, Advocate
For the Opposite Party/s : Mr. Md. Mushtaque Alam, 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 A.P.P. for the State.

2. In the present case, the petitioner seeks bail in connection with Mahnar P.S. Case No. 378 of 2026 dated 29.07.2026, registered for the offences punishable under Sections 307, 62, 331(2), 351(2) and 3(5) of the B.N.S., 2023 and Section 25(9) of the Arms Act.

3. As per the prosecution case, petitioner and two other co-accused persons were apprehended riding a stolen motorcycle. From the co-accused, recovery of an air-gun looking like a pistol and twenty pellets was made. The co-accused also disclosed about a theft committed in the grocery store of one Mithilesh Kumar.

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4. Learned counsel appearing on behalf of the petitioner submits that petitioner is innocent and has falsely been implicated in the present case. Nothing incriminating has been recovered from conscious possession of the petitioner. The allegations are directed against co-accused Vikash Kumar. The petitioner has no concern with the seized vehicle or the other seized articles. Petitioner is not the owner of the motorcycle and he has been apprehended merely on the basis of suspicion. Learned counsel next submits that petitioner is having antecedent of three cases in which he is on bail in two cases. Learned counsel lastly submits that petitioner is in custody since 11.08.2026.

5. Learned A.P.P. appearing on behalf of the State vehemently opposes the submissions made on behalf of the petitioner.

6. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the nature of allegation and period of custody of the petitioner, the petitioner, above-named, is directed to be released on bail, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate First Class-cum-Civil

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Judge (Jr. Div.), Vaishali at Hajipur / concerned Court, in connection with **Mahnar P.S. Case No. 378 of 2026**, subject to the condition laid down under Section 480(3) of the B.N.S.S. and other 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, if so required by the learned trial Court.

(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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