

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86204 of 2025

Arising Out of PS. Case No.-12 Year-2025 Thana- ARA NAWADA District- Bhojpur

Deepak Pandey S/o Shreedhar Pandey R/o Village - Kaupa, P.S - Karakat,
District - Rohtas

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jai Prakash Singh, Advocate

For the Opposite Party/s : Mr. Rajesh Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 22-01-2026 Heard Mr. Jai Prakash Singh, learned counsel for the
petitioner and Mr. Rajesh Kumar, learned APP for the State.

2. Petitioner seeks bail, who is in custody since
01.09.2025, in connection with Nawada P.S. Case No. 12 of
2025, F.I.R. dated 07.01.2025 registered for the offences
punishable under Section 309(4) of the B.N.S..

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

4. Learned counsel for the petitioner submits that the
petitioner is innocent and he has been falsely implicated in the
present case. He further submits that the petitioner is not named
in the F.I.R. and the name of the petitioner has been transpired
on the basis of suspicion and the petitioner has been remanded
in the present case from Nawada P.S. Case No. 496 of 2025 and



on the basis of self confessional statement of the petitioner the looted mobile was recovered from other co-accused person. He further submits that although recovery has been made from the possession of co-accused but till date no TIP was conducted by the prosecution and the police after investigation submitted chargesheet against the petitioner and the petitioner is in custody since 01.09.2025.

5. The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner and submits that the petitioner carries five more cases other than the present one but fairly submits on the basis of paragraph-3 of the bail petition that the petitioner is on bail in the pending matter.

6. Considering the facts and circumstances of the case and the fact that the petitioner is not named in the F.I.R. and till date no TIP was conducted by the prosecution, 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 C.J.M. Bhojpur, Ara in connection with Nawada P.S. Case No. 12 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 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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