

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.89912 of 2025

Arising Out of PS. Case No.-154 Year-2025 Thana- MALI District- Aurangabad

Sagar Singh S/o Ram Singh R/o Vill- Dhanupura, P.S.- Kadir Chowk, Distt-
Baduan (UP)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Krishna Kant Pandey, Advocate
For the State : Mr. Anant Kumar 1, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 15-01-2026 Heard Mr. Krishna Kant Pandey, learned counsel for
the petitioner and Mr. Anant Kumar 1, learned APP for the State.

2. Petitioner seeks bail, who is in custody since
26.09.2025, in connection with Mali P.S. Case No. 154 of 2025,
F.I.R. dated 05.08.2025 registered for the offences punishable
under Sections 334(1) and 303(2) of the B.N.S.

3. Allegation against the petitioner is of stealing in the
shop of jewellery by breaking the shutter of that shop.

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
during investigation on the basis of confessional statement of
apprehended co-accused person in another case namely, Dhara



Singh and Chhabi Ram and except the confessional statement of co-accused persons, no other cogent material has come during investigation to suggest the involvement of the petitioner in the present occurrence and as per recovery of Rs. 5,000/- is concerned, the same is the petitioner's own money and the police after investigation submitted chargesheet against the petitioner and the petitioner is in custody since 26.09.2025.

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 two more cases other than the present one but fairly submits on the basis of paragraph-3 of the petition that the petitioner is on bail in the pending matters.

6. Considering the facts and circumstances of the case and the fact that the petitioner is not named in the F.I.R. and the name of the petitioner has been transpired on the basis of confessional statement in another case and the recovered amount is the petitioner's own money, 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 Judicial Magistrate 1st Class, Aurangabad in connection with Mali P.S. Case No. 154



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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