

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.91327 of 2025

Arising Out of PS. Case No.-207 Year-2010 Thana- SHERGHATI District- Gaya

Raj Kumar Yadav, S/o Dashrath Yadav, R/o Village- Garhijam, Hardawan,
P.S.- Sherghati (Dobhi), District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vishwa Ranjan Choudhary, Advocate
For the Opposite Party/s : Mr. Anil Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY
ORAL ORDER

3 11-02-2026 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. Petitioner, who is in custody, seeks bail in connection with Sherghati (Dobhi) P.S. Case No.207 of 2010 registered for the offences punishable under Section 395 of the Indian Penal Code.

3. As per the prosecution case, the petitioner was alleged to have been involved in the snatching away of some amount of money and mobile phone from the driver of a van in the year 2010.

4. The learned counsel for the petitioner submits that the petitioner was earlier granted bail in the present case and only on account of pairvi not being made by his counsel, his bail bond was cancelled at the time of framing of charge on



04.10.2023. It has further been submitted that the petitioner had not deliberately avoided his appearance, it was only on account of delay in the trial that he could not appear due to his employment at difference place. It has next been submitted that the petitioner does not have any intentions to flee from facing the trial of the present case and therefore has submitted that he is ready to be present on each and every date of the trial.

5. The learned A.P.P. has vehemently opposed the prayer for bail and has stated that the petitioner had evaded for almost for more than two years before he was taken on remand in the present case.

6. Considering the aforesaid submissions made by the parties, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Sherghati (Dobhi) P.S. Case No.207 of 2010, subject to the following conditions:-

(i) One of the bailors of the petitioner shall be his close relative and the other shall be local resident.

(ii) The petitioner shall remain physically present in Court on each date of the trial.

(iii) In case of absence of the petitioner for a single date in trial or in violation of the terms of the bail, it shall entitle the lower court to cancelled the bail



bond of the petitioner.

(iv) If the petitioner is found involved in similar nature of offence in future, the prosecution shall be at liberty to move for cancellation of his bail bond.

(v) The learned 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 antecedent, 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.

(vi) In view of the antecedent of the petitioner, the petitioner is directed to appear before the Superintendent of Police, Gaya within fifteen days of his release with a copy of this order and every two weeks thereafter for the next nine months. The conduct of the petitioner will be kept under watch in this period by the Superintendent of Police concerned and if it is found wanting in any respect, a report shall be made to the court concerned by him to initiate a proceeding for cancellation of bail for reasons of misuse of bail. After reporting to the Superintendent of Police, a certificate will be filed by the petitioner before the court concerned.

7. Accordingly, the prayer for bail is allowed.

8. It is made clear that the observation, if any, made in this order, shall be of no bearing during the trial.

(Sourendra Pandey, J)

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