

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.90578 of 2025

Arising Out of PS. Case No.-545 Year-2025 Thana- CHANDI District- Nalanda

Harshvardhan S/O Vinay Kumar R/O Mohalla- Patel Nagar, P.S- Hilsa,
district- Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mukesh Kant, Adv.

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

CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY
ORAL ORDER

3 20-02-2026 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection with Chandi P.S. Case No. 545 of 2025 dated 25.09.2025 registered for the offences punishable under Sections 190, 191(1), 189(3), 195(2), 126(2), 127(2), 115(2), 132, 324(2) and 326(G) of the B.N.S. and under Sections 3 and 4 of the Damage to Public Property Act.

3. The allegation against the petitioner is that he along with 400 to 500 students had created ruckus after the death of one girl who was living in hostel and had died after falling from the terrace of the hostel. It is further alleged that the petitioner and others were identified through the whatsapp messages and 30 students were named along with 100 of unnamed students.



4. The learned counsel for the petitioner submits that petitioner is a student of Chandi Engineering College and presently in the fourth semester. It has been submitted that the name of the petitioner has falsely been implicated merely on suspicion and no specific overt act has been alleged against him. It has further been submitted that on account of such death of the girl, the father of the deceased had lodged an F.I.R. against the Principal and others which has been brought on record by way of Annexure- P/3 and since the student in general were protesting against the death of the said girl, some unscrupulous persons had destroyed the vehicles and property of the college and it was at the behest of the college that the petitioner's name was given to the police however, there is nothing on record to suggest that the petitioner has participated in such arson. Learned counsel has further been submitted that by Annexure- P/4, ten students of the college were recommended for disciplinary action and the name of the petitioner is not there. It has lastly been submitted that the petitioner has clean antecedent.

5. The learned A.P.P. for the State has vehemently opposed the prayer for anticipatory bail of the petitioner.

6. Considering the aforesaid submissions made by the



parties and taking into account the facts and circumstances of the case, the petitioner, above named, is directed to be released on anticipatory bail, in the event of arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail-bond of Rs. 10,000/-(Rupees 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 Chandi P.S. Case No. 545 of 2025, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure read with corresponding Section 482(2) of BNSS as well as subject to the following conditions:-

(i) One of the bailors will be a close relative of the petitioner.

(ii) The petitioner shall remain physically present before the concerned Court on each and every date of the trial and shall cooperate in the investigation.

(iii) In case of absence on two 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.

(iv) The trial court 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 trial court shall take necessary steps for cancellation of bail bond of the petitioner. However, the acceptance of bail bond in terms of the above mentioned order shall not be delayed for purpose of or in the name of verification.

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

8. The application stands allowed.

(Sourendra Pandey, J)

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