

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2012 of 2026

Arising Out of PS. Case No.-265 Year-2018 Thana- BAKHTIYARPUR District- Patna

Vijay Kumar @ Vijay Sonar S/o Prabhu Nath Saw Resident of Village-
Kauriya, P.S.- Bhagwanpur Hat, District- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Pandey, Advocate

For the Opposite Party/s : Ms. Suman Kumari Singh, APP

CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY
ORAL ORDER

3 24-02-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in anticipation of his arrest in connection with Bakhtiyarpur P.S. Case No. 265 of 2018 instituted for the offences punishable under Section 395 of the Indian Penal Code.

3. As per the prosecution case, the informant has alleged that while he was sleeping along with his family members around 9-10 miscreants entered into his house and on the point of pistol and knife had taken away the ornaments, cash and mobile phone sets from the house.

4. Learned counsel for the petitioner submits that the petitioner is not named in the FIR and his name has transpired on the confessional statement of one co-accused namely Ravi



Kant Sharma. It has further been submitted that no incriminating article has been recovered from the house of the petitioner in order to connect the petitioner with the aforesaid incident and moreover it is only on account of one criminal antecedent of similar nature that the petitioner's name has been inserted in the present case, however, he has no concern whatsoever with the said incident.

5. Learned APP appearing on behalf of the State has vehemently opposed the prayer for anticipatory bail.

6. Considering the facts aforesaid, the petitioner is directed to be released on bail, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, on his furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate III, Barh, Patna in connection with Bakhtiyarpur P.S. Case No. 265 of 2018, subject to the conditions as laid down under Section 482 of the BNSS and subject to the following conditions:-

(i) One of the bailors will be a close relative of the petitioner and the other shall be a local resident:

(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 two consecutive dates or in violation of the terms of the bail, the bail bonds of the petitioner will liable to be cancelled by the Court concerned;

(iv) 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 antecedent, the court below shall take step for cancellation of bail bonds of the petitioner. However, the acceptance of bail bonds in terms of the above mentioned order shall not be delayed for purpose of the same on 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.

(Sourendra Pandey, J)

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