

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3713 of 2026

Arising Out of PS. Case No.-262 Year-2025 Thana- GOPALGANJ TOWN District-
Gopalganj

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Niraj Singh son of Sharma Singh Resident of village -Karkarkund PS- Town
Distt -Gopalganj

... .. Petitioner/s

Versus

The State of Bihar bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dharmveer

For the Opposite Party/s : Mr. Uma Shankar Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR

ORAL ORDER

3 20-02-2026 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner apprehends his arrest in connection with Gopalganj Town P.S. Case No.262 of 2025, dated 08.04.2025, registered for the offence punishable under Sections 303(2) of the Bharatiya Nyaya Sanhita.

3. The allegation against the petitioner is that he is involved in the theft of motorcycle of the informant

4. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in the present case. He submits that one co-accused, Manish Kumar, was arrested by the police and allegedly disclosed the name of the petitioner as his associate. It is further submitted that the



stolen motorcycle was recovered from a place situated behind the petitioner's *bathan*; however, as a matter of fact, the petitioner has no concern with the said place from where the recovery was made and is in no way connected with the alleged occurrence. Lastly, it is submitted that the petitioner has ten criminal antecedents; in eight cases he has been acquitted, and in two cases he is on bail. He undertakes that if, in future, the petitioner is found to be involved in any similar offence, the police officials may be granted liberty to take steps for cancellation of his bail bonds, in the event the privilege of anticipatory bail is extended to him.

5. On the other hand, the learned APP for the State has opposed the prayer for bail of the petitioner.

6. Considering the age and undertaking of the petitioner, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six 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 C.J.M., Gopalganj/ Successor Court in connection with Gopalganj Town P.S. Case No.262 of 2025, subject to the conditions as laid down under Section 482(2) of the BNSS as



well as the following conditions:

(i) One of the bailors should be the family member/relative/known of the petitioner(s) who shall provide official document/ personal affidavit to show his/her bona fide;

(ii) the petitioner(s) shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his/her/their bail bond by the Trial Court itself;

(iii) the petitioner(s) shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(iv) the petitioner(s) shall desist from committing any similar criminal offence again, failing which the State/ police officials shall be at liberty to take steps for cancellation of their bail bonds.

(Ajit Kumar, J)

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