



ITEM NO.8

COURT NO.3

SECTION II-A

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl.)
No. 1864/2026

[Arising out of impugned final judgment and order
dated 18-12-2025 in CRM No. 63700/2025 passed by
the High Court of Judicature at Patna]

NIRAJ KUMAR

@ NIRAJ KUMAR MANDAL

Petitioner(s)

VERSUS

THE STATE OF BIHAR

Respondent(s)

Date : 06-05-2026

This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE J.K. MAHESHWARI
HON'BLE MR. JUSTICE ATUL S. CHANDURKAR

For Petitioner(s) :

Mr. Shailesh Kumar Sinha, Adv.
Mr. Ram Lal Roy, AOR
Mr. Abhishek Dudpuri, Adv.
Mr. Rajee Ranjan, Adv.
Mr. Siddhartha Patra, Adv.

For Respondent(s) :

Mr. Azmat Hayat Amanullah, AOR

UPON hearing the counsel
the Court made the following
O R D E R

(i) Against the order of rejection

of regular bail by the High Court and to seek bail, the present special leave petition has been filed.

(ii) The petitioner is in custody w.e.f. 16.06.2025 in connection with FIR No.34/2013 dated 27.05.2013 for the offences punishable under Sections 376, 379 and 34 of the Indian Penal Code, 1860, registered with Police Station Mahila, Sub-Division Sachiwalaya, District Patna.

(iii) After hearing learned counsel for the parties and considering the facts and circumstances in which the victim was of 47 years of age at the date of incident and the allegation is not supported by the medical evidence. Learned counsel for the

respondent-State oppose the prayer only on the ground that after rejection of the anticipatory bail in 2014, the accused surrendered in 2025. In any case, considering all the attending circumstances, without expressing any opinion on the merits of the case, we deem it appropriate to release the petitioner on bail.

(iv) Accordingly, we direct to release the petitioner on bail on furnishing the suitable bail bonds and sureties and on such other terms and conditions as may be deemed fit by the trial Court.

(v) Petitioner to abide all the conditions as imposed and shall regularly attend the trial and shall

not remain absent without leave of the Court. Violation, if any, may give a cause to take recourse as permissible and the trial Court is at liberty to do the needful.

(vi) Accordingly, and in view of the foregoing, the special leave petition stands allowed. Pending application(s), if any, shall stand disposed of.

(NIDHI AHUJA)
DEPUTY REGISTRAR

(NAND KISHOR)
ASSISTANT REGISTRAR