



ITEM NO.2 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. 3628/2026**

[Arising out of impugned final judgment and order
dated 21-11-2025 in CRM No. 54395/2025 passed by
the High Court of Judicature at Patna]

SUDHIR KUMAR KUSHWAHA Petitioner(s)

VERSUS

STATE OF BIHAR Respondent(s)

(IA No. 62884/2026 - EXEMPTION FROM FILING O.T.)

Date : 10-04-2026

This matter 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. Satyam Pandey, Adv.
Ms. Smriti Singh, Adv.
Mr. Neeraj Kumar Singh, Adv.
Mr. Sandeep Kumar Dwivedi, AOR**

For Respondent(s) :

**Mr. Samir Ali Khan, AOR
Mr. Pranjal Sharma, Adv.
Mr. Kashif Irshad Khan Faridi, Adv.
Mr. Manu Arya, Adv.**

UPON hearing the counsel

**the Court made the following
O R D E R**

1) Against an order of rejection of regular bail by the High Court and to seek bail, the present special leave petition has been filed. The petitioner is in custody w.e.f.08.07.2022 in connection with FIR No.555/2022 dated 07.07.2022 for the offences punishable under Sections 420, 120B, 468, 471, 489B, 489C and 34 of the Indian Penal Code, 1860, registered with Police Station Muzaffarpur Town.

2) After hearing learned counsel for the parties and considering the fact that the custody period of the petitioner by this time is 3 years 9 months; the charges were framed on 22.06.2024 and since that day, within 21 months, only 1 out of 4

witnesses could have been examined. Considering the delay in trial, without expressing any opinion on the merits of the case, we deem it appropriate to release the petitioner on bail.

3) 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.

4) Petitioner to abide all the conditions as imposed and shall regularly attend the trial until exempted by the Court. Violation, if any, and if found indulged in any other criminal case, the State is at liberty to apply for cancellation of bail and the trial Court is at liberty to do the needful.

5) 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