



ITEM NO.10

COURT NO.4

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.  
3225/2025

[Arising out of impugned final judgment and order  
dated 19-06-2024 in CRADB No. 634/2024 passed by  
the High Court of Judicature at Patna]

SUDHIR KUMAR KUSWAHA @

SUDHIR KUSHWAHA

Petitioner(s)

VERSUS

UNION OF INDIA

Respondent(s)

Date : 14-07-2025

This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.K. MAHESHWARI

HON'BLE MR. JUSTICE VIJAY BISHNOI

For Petitioner(s) :

Mr. Jay Kishor Singh, AOR

Mrs. Smriti Singh, Adv.

Mr. Rajat Mohan Dwivedi, Adv.

For Respondent(s) :

Ms. Aishwarya Bhati, A.S.G.

Mr. Abhinav Aggarwal, Adv.

Mr. Arvind Kumar Sharma, AOR

UPON hearing the counsel

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

1) Against the 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. 07.07.2022 in connection with FIR No.15 of 2015 dated 23.12.2015 for the offences punishable under Sections 120B, 489B and 489C of the Indian Penal Code, 1860, and Sections 16, 18 and 20 of the Unlawful Activities (Prevention) Act, 1967 registered with Police Station NIA Delhi.

2) Having considered the submissions as made by the learned counsel appearing on behalf of the petitioner and learned Additional Solicitor General appearing for the respondent and looking to the fact that the petitioner has been made accused based on the statement of the co-accused Sanjay

Kumar under Section 164 of the Code of Criminal Procedure, 1973, who was later made approver, but he in the Court testimony in cross examination has not completely rest upon his statement.

3) Considering the aforesaid and the period of custody undergone and also the fact that out of 39 witnesses, only four witnesses have been examined, without expressing any opinion on the merits of the case, we deem it appropriate to release the petitioner on bail.

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

5) Petitioner to abide all the conditions as imposed and shall regularly appear in the trial as and when fixed. In case it is found that the petitioner

remained absent on the date of the trial without prior leave of the Court, the trial Court is at liberty to pass appropriate order for cancellation of the bail.

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

**(NIDHI AHUJA)**  
**AR-cum-PS**

**(NAND KISHOR)**  
**ASSISTANT REGISTRAR**