



IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. _____ OF 2026
(@SLP(CRL.) NO.14980 OF 2026)

TINKU KUMAR @ PRABHU KUMAR @ PRABHU APPELLANT(S)
CHAUDHARY

VERSUS

STATE OF BIHAR RESPONDENT(S)

O R D E R

1. Heard.

2. Leave granted.

3. On 19.01.2025 at about 9:15 pm, 9-10 armed persons are said to have entered the E-cart logistics office (Khabra Branch), where the informant's brother Prakash Kumar was working as a delivery boy and the assailants are said to have held and stabbed the hostages, assaulted them and looted approximately Rs.4,95,000/- from cash counter along with mobile phones. While taking the money, the office sirens seems to have rung, promptly one of the assailants shot Prakash Kumar, which resulted ultimately in his death. Hence, FIR No. 33/2025 was registered at Police Station Muzaffarpur Sadar against 9-10 unknown persons. During the course of the investigation, based on the confessional statement of co-accused Sandeep Jha, Raja Babu, Nitesh Kumar and Vishun Kumar Sah, the appellant was apprehended and supplementary charge-sheet was filed against him. Subsequently the charges have also been framed.

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RASHI GUPTA
Date: 2026.10.26
16:34:54 IST
Reason:

4. Having heard the learned counsels appearing for the parties and on perusal of the records, it would emerge therefrom that the co accused Mohit, Nitesh Kumar, Abhishek Kumar, Sandeep Kumar Jha and all others have been granted bail. Undisputedly, the appellant was not named in the FIR. His involvement surfaced during the confessional statement of the co-accused (referred to herein supra). There has been no recovery made from his possession. Having regard to the fact that co-accused who are similarly placed, as that of the appellant herein, having been granted bail, we are of the considered view that appellant is also entitled for grant of regular bail on ground of parity.

5. Hence, the appeal is allowed. Impugned order is set aside. Appellant is ordered to be released on regular bail on such terms and conditions as the jurisdictional court may deem fit to impose.

6. Pending application(s), if any, shall stand disposed of.

.....J.
(ARAVIND KUMAR)

.....J.
(VIPUL M. PANCHOLI)

New Delhi;
October 15, 2026.

ITEM NO.3

COURT NO.10

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. 14980/2026

[Arising out of impugned final judgment and order dated 07-04-2026 in CR. MISC. No. 21856/2026 passed by the High Court of Judicature at Patna]

TINKU KUMAR @ PRABHU KUMAR
@ PRABHU CHAUDHARY

Petitioner(s)

VERSUS

STATE OF BIHAR

Respondent(s)

IA No. 228596/2026 - EXEMPTION FROM FILING O.T.

Date : 15-10-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ARAVIND KUMAR
HON'BLE MR. JUSTICE VIPUL M. PANCHOLI

For Petitioner(s) : Mr. Sanjai Kumar Pathak, AOR
Mrs. Shashi Pathak, Adv.
Mr. Arvind Kumar Tripathi, Adv.
Ms. Anamika Mishra, Adv.

For Respondent(s) : Ms. Aditi Tripathi- 3192, AOR
Mr. Udayan Sinha, Adv.

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

Leave granted.

The appeal is allowed in terms of the Signed Order which is placed on the file.

Pending application(s), if any, shall stand disposed of.

(RASHI GUPTA)
AR-cum-PS

(AVGV RAMU)
COURT MASTER (NSH)