

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14981 of 2025

Arising Out of PS. Case No.-85 Year-2023 Thana- AWTARNAGAR District- Saran

Mukesh Rai @ Rakesh Rai @ Mukesh Kumar S/o- Kashi Rai village- Jhausa,
P.S.- Awtarnagar, District- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sunil Kumar Singh, Advocate
For the Opposite Party/s : Mr. Choubey Jawahar, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

3 25-07-2025 Heard Mr. Sunil Kumar Singh, learned counsel for the

petitioner and Mr. Choubey Jawahar, learned APP for the State.

Perused the case diary.

2. The petitioner apprehends his arrest in connection
with Awtar Nagar P.S. Case No. 85 of 2023 instituted for the
offences under Sections 302, 120B of the Indian Penal Code.

3. Accusation against the accused persons including
the petitioner is of assaulting the deceased due to which he
sustained injuries and died.

4. Learned counsel for the petitioner submitted that the



petitioner has falsely been implicated in the present case. Learned counsel for the petitioner submitted that general and omnibus allegation has been made against the petitioner. No specific overt act is alleged against the petitioner. Learned counsel further contended that deceased died due to shock which is also evident from the post-mortem report of the deceased, in which doctor has opined that the death of deceased has been caused due to sudden cardiac arrest leading to cardio-respiratory failure. It has been submitted on behalf of the petitioner that the petitioner has no criminal antecedent.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, there being no direct allegation against the petitioner as also cause of death opined by the doctor who conducted post-mortem, let the petitioner above named, in the event of arrest/surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Awtar Nagar P.S. Case No. 85 of 2023, subject to the conditions as laid down



under Section 482(2) of the Bharatiya Nagarika Suraksha
Sanhita, 2023.

(Rudra Prakash Mishra, J)

Alok Verma/-

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