

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28309 of 2025

Arising Out of PS. Case No.-525 Year-2024 Thana- AHIYAPUR District- Muzaffarpur

Santlal Kumar S/o Deeplal Bhagat R/o Village- Bhikhanpur, P.S.- Ahiyapur,
District- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Hari Kishore Thakur, Adv.
For the informant	:	Mr. Arvind Kumar, Adv.
For the Opposite Party/s	:	Mr.Jagdhara Prasad, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 10-07-2025 Heard learned counsel for the petitioner as well as
learned counsel for the informant and learned A.P.P for the State.

2. Learned counsel for the petitioner is directed to make
necessary correction in para 3 of the bail petition in course of the
day.

3. The petitioner has preferred this application for grant
of regular bail in connection with Ahiyapur P.S. Case No.
525/2024 dated 18.04.2024 registered for the offence punishable
u/ss 147, 148, 149, 324, 326, 307 and 302 of the Indian Penal
Code.

4. As per the prosecution case, on 17-04-2024, when the
informant was at his home one Baiju Bhagat and Shankar Bhagat
installed Thressor Machine in front of the informant house. On



being objected by the informant, both the persons started threatening the informant but with the intervention of the local person the matter was pacified and further on 18-04-2024, the petitioner and the co-accused persons armed with lathi and sword came to the house of the informant and started abusing and assaulting the informant, in the meantime, the co-accused Santosh Kumar assaulted Sashi Krishan with a sword on the neck but somehow he escaped and sustained injury on his shoulder. It is further alleged that the other accused persons also assaulted him. When the brother of the informant and Sanju Devi came to rescue, they were also assaulted by the accused persons. Further, when the son of the informant was lying severely injured on road, the co-accused Suraj Kumar crushed him with tractor (chariot). Thereafter, the informant's son was taken to hospital where he was declared dead and others were treated at S.K.M.C.H., Muzaffarpur.

5. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. There is general and omnibus allegation against the petitioner. The petitioner is a member of the mob. There is no specific allegation against the petitioner rather the specific allegation is against the co-accused, Santosh Kumar and Suraj Kumar. The co-accused person has already been granted regular



bail by this court vide order dated 26.10.2024 passed in Cr. Misc. No. 59936/2024. The petitioner has two criminal antecedents as stated in para 3 of the bail petition. The petitioner is in custody since 21.02.2025.

6. Learned A.P.P. for the State as well as learned counsel for the informant have vehemently opposed the bail petition of the petitioner. As per the post-mortem report, the cause of death is due to haemorrhage and shock caused by hard and blunt substance.

7. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Muzaffarpur in connection with Ahiyapur P.S. Case No. 525/2024.

8. The application stands allowed.

(Chandra Prakash Singh, J)

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