

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36880 of 2025**

Arising Out of PS. Case No.-32 Year-2025 Thana- SRIPUR District- Gopalganj

Durgesh Kumar @ Durgesh Kumar Singh S/O Shivnath Singh R/O Village-
Songarwa, PS- Sripur, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Lokesh Kumar Singh, Advocate
For the Opposite Party/s	:	Mr. Raj Ballabh Singh, APP
For the Informant	:	Mr. Vyas Kumar Mishra, Advocate

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

ORAL ORDER

2 18-06-2025 Heard learned counsel for the petitioner, learned
APP for the State and learned counsel for the informant.

2. The petitioner seeks bail in connection with Sripur
P.S. Case No. 32 of 2025, instituted for the offences punishable
under Sections 126(2), 118(1) and 109 of the Bharatiya Nyaya
Sanhita, 2023.

3. The prosecution case, in short, is that, son of the
informant was stabbed by co-accused, namely, Munna Kumar
after a quarrel in between them due to which he sustained
injuries.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. Charge-sheet has been submitted in this case. No
incriminating material has been recovered from the conscious
possession of the petitioner. Learned counsel for the petitioner



also submits that the petitioner is not named in the FIR. Name of the petitioner has transpired in this case during course of investigation on the basis of statement made by the victim. It is further submitted that there is delay of three days in lodging the FIR. No specific allegation has been made against the petitioner in the FIR. Specific allegation of assault has been levelled against co-accused, namely, Munna Kumar. The petitioner is in custody since 18.03.2025 and has got no criminal antecedent.

5. Learned APP for the State and learned counsel for the informant have vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Sripur P.S. Case No. 32 of 2025.

(Rudra Prakash Mishra, J)

Rajorshi/-

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