

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39867 of 2025

Arising Out of PS. Case No.-31 Year-2025 Thana- BIHRA District- Saharsa

Rajesh Kumar S/o Late Nago Ray @ Nageshwar Ray R/o Village- Patori,
Ward No. 4, P.S.- Bihra, District- Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satish Kumar Singh, Advocate

For the Opposite Party/s : Mr. Mohammed Arif, APP

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

ORAL ORDER

4 03-09-2025 Heard learned counsel for the petitioner and learned
APP for the State. Perused the case diary.

2. The petitioner seeks bail in connection with Bihra
P.S. Case No. 31 of 2025 instituted for the offences under
Sections 103(1), 238, 61(2) of the Bharatiya Nyaya Sanhita,
2023

3. Prosecution case, in short, is that the accused
persons including the petitioner killed the daughter of the
informant.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case. No
specific overt act is alleged against the petitioner. Learned
counsel further submitted that petitioner has no concern with the



alleged occurrence. He further contended that as per the confessional statement of the petitioner as also of other accused persons, the specific allegation is against co-accused Fulchand Rai. The only involvement of the petitioner is in the concealment of the dead body of the deceased. It has been submitted on behalf of the petitioner that the petitioner is in custody since 07.02.2025 and 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 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. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Bihra P.S. Case No. 31 of 2025.

(Rudra Prakash Mishra, J)

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