

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41593 of 2025

Arising Out of PS. Case No.-135 Year-2022 Thana- CHAUTHAM District- Khagaria

Subodh Chourasiya @ Subodh Kumar S/o Late Mahendra Chourasia Resident
of Bhautauli Malpa, P.S.- Chautham, District- Khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rahul Singh, Advocate

For the Opposite Party/s : Mr. Jagdhar Prasad, APP

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

ORAL ORDER

2 30-06-2025 Heard learned counsel for the petitioner and
learned APP for the State.

2. Earlier the regular bail of the petitioner was rejected vide order dated 06.02.2025 passed in Cr. Misc. No. 5150 of 2025 (Annexure- 1). Present is the second application for regular bail filed on behalf of the petitioner.

3. The petitioner seeks bail in connection with Chautham P.S. Case No. 135 of 2022, instituted for the offences punishable under Sections 307, 504, 506/34 of the Indian Penal Code and Section 27 of the Arms Act.

4. The prosecution case, in short, is that, the petitioner along with other co-accused persons demanded extortion from informant's brother. It is further alleged that when informant's



brother denied to give the extortion, the petitioner fired upon him as a result of which he sustained injuries.

5. 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 there is delay of two days in lodging the FIR. The petitioner never demanded any ransom from the informant or from his brother. It is further submitted that charge has been framed against the petitioner on 28.04.2025 and no any witnesses have been examined in this case. The petitioner is in custody since 03.08.2024 and has got one criminal antecedent in which he is on bail.

6. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. 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.

8. 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 Chautham P.S. Case No. 135 of 2022, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Rajorshi/-

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