

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49199 of 2025**

Arising Out of PS. Case No.-36 Year-2024 Thana- BALIA BELON District- Katihar

Mangana Roy S/O Late Tepla Roy Resident of village- Sihrool, PS- Balia Belon, District- Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md Musowir, Advocate
For the Opposite Party/s : Mr. Surendra Kumar, APP

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

ORAL ORDER

3 12-09-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Baliya Belon P.S. Case No. 36 of 2024 instituted for the offences under Sections 341, 323, 325, 307, 379, 504, 506 and 34 of the Indian Penal Code and later on added Section 302 of the Indian Penal Code.

3. As per prosecution case, the accused persons including the petitioner have assaulted one Sotish Rai, father of the Informant, with kicks, fists, *lathi* and dagger due to which he sustained injuries and in course of treatment, he succumbed to his injuries.

4. Learned counsel for the petitioner submits that the



petitioner is innocent and has committed no offence as alleged against him and has falsely been implicated in the present case. Both the parties are next door neighbour and there is a land dispute between them. He further submits that there is delay of eight days in lodging the F.I.R. that too without there being any plausible explanation for the same which creates doubt in the veracity of the prosecution case. The specific allegation of assault by knife is allegedly upon the petitioner – Mangna Rai. The petitioner has no criminal antecedent and is languishing in judicial custody since 08.10.2024 without any rhymes or reason.

5. On the other hand, learned A.P.P. for the State and the Informant have vehemently opposed the prayer for grant of bail to the petitioner, stating that the offence alleged is serious in nature and there is direct allegation of giving knife blow against the petitioner. The Investigating Officer, after completion of investigation, has submitted charge-sheet under Section 302 along with other sections of the Indian Penal Code against the petitioner and others.

7. Considering the aforesaid facts and circumstances of the case as also taking into account the fact that there is direct allegation of giving knife blow against the petitioner, this Court is not inclined to grant bail to the petitioner. Prayer for bail is



rejected.

8. The Trial Court is directed to expedite the trial as expeditiously as possible without any undue delay and unnecessary adjournments.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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