

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59906 of 2025

Arising Out of PS. Case No.-298 Year-2022 Thana- KAMTAUL District- Darbhanga

Md. Shahabuddin @ Mohammad Shahabuddin @ Md. Shahbuddin S/o- Md.
Hamid Village- Karjapatti, P.S.- Kamtaul, District- Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gulfeshan, Adv.

For the Opposite Party/s : Ms.Pushpa Sinha.1, APP

Mr.Ugranath Mallik, Adv.for informant

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 24-11-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in a case registered for
offence under Sections 302, 325, 323, 504, 506, 120(B) of the
Indian Penal Code.

3. Learned counsel for the petitioner submits that
petitioner has been falsely implicated in this case. F.I.R. has
been lodged after a delay of thirteen months without any
plausible explanation of delay. He further submits after
registration of F.I.R., on 03.07.2023, the dead-body of
informant's son was sent for forensic examination and it was
revealed that the exhumed remains are of a female and both
informant and her husband were not found biological parents.
Therefore, it raises serious doubt on the veracity of prosecution
case. Petitioner is in custody since 29.05.2025. Chargesheet



submitted.

4. Learned counsel for the informant vehemently opposes the prayer for bail and submits that it was this petitioner, who killed the deceased (son of informant).

5. However, considering the delay in lodging the F.I.R. and the forensic report as well as period of custody, let the above named petitioner be released on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Darbhanga in connection with Kamtaul P.S. Case No. 298 of 2022.

(Prabhat Kumar Singh, J)

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