

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58765 of 2025

Arising Out of PS. Case No.-53 Year-2025 Thana- NAVINAGAR District- Aurangabad

Pravesh Sao S/O Late Lakhdeo Sao Resident of village- Laxmipur, P.S.-
Nabinagar, District- Aurangabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bajarangi Lal, Adv

For the Opposite Party/s : Mr. Yogendra Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

3 15-11-2025 Heard the parties.

2. The petitioner seeks bail in connection with Nabinagar
P.S. Case No. 53 of 2025 registered for the offence under
Sections 103(1), 238 and 3(5) of the BNS and Section 27 of the
Arms Act.

3. The petitioner is not named in the F.I.R. and is in
custody since 03.03.2025.

4. As per FIR, some unknown miscreants committed
murder of brother of informant due to land dispute and raised
suspicion regarding his agnates who are named co-accused
persons of the present FIR.

5. Learned counsel appearing on behalf of the petitioner
submitted that petitioner is not connected in any manner with the
land dispute and also with the informant, but as deceased out of



his local acquaintance called on his mobile one day before the occurrence, he was brought to the police station with his brother after 10 days of the occurrence, after they were brutally assaulted by police due to which his brother died subsequently for which FIR was lodged, which has been registered as Nabinagar P.S. Case No. 67 of 2025. It is submitted that to counter the aforesaid case petitioner implicated with the present case, by recording the statement of own granddaughter of petitioner suggesting that due to her love affair with deceased the present occurrence took place showing implication of this petitioner. It is also pointed out that no investigation *qua* named accused was done till now. While concluding the argument, it is submitted that save and except suspicion arising out of CDRs and statement of granddaughter nothing available on record suggesting implication of petitioner, who is a man of clean antecedent and moreover, investigation of this case is completed, for which charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

6. Learned APP while opposing the prayer of bail could not disputed aforesaid factual submission.

7. In view of aforesaid factual submission and by taking note of fact as save and except suspicion arising out of CDRs and the statement of granddaughter of petitioner nothing incriminating



appears against him, where prima-facie false implication cannot be ruled out due to police atrocities as discussed aforesaid, coupled with fact as investigation of this case is already completed, where petitioner remains in custody since 03.03.2025, accordingly petitioner above named, is directed to be released on bail in connection with Nabinagar P.S. Case No. 53 of 2025 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M. Aurangabad/concerned court, subject to the conditions as mentioned under Section 437(3) of the Cr.P.C/ Section 480(3) of BNSS.

(Chandra Shekhar Jha, J.)

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