

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59048 of 2025

Arising Out of PS. Case No.-85 Year-2025 Thana- BELAGANJ District- Gaya

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Randhir Mishra, Male, aged about 19 years, son of Raja Ram Mishra @
Rajaram Mishra, R/O Village- Chulihara, Police Station- Belaganj, District-
Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Ram Naresh Ray, APP

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CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 27-08-2025 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner seeks bail in connection with
Belaganj PS Case No.85 of 2025 dated 06.02.2025, instituted
for the offence punishable under Sections 191(2), 191(3), 190
and 103(1) of the *Bharatiya Nyaya Sanhita*, 2023.

3. The prosecution case, in brief, is that on the alleged
date of occurrence when the informant and his family members
were returning from the *Shraddha* Ceremony of his co-villagers,
all the named accused persons including the petitioners, who
were hidden in ambush, attacked them with *lathi*, *danda* and
gun. The informant and his family members ran away but the
accused persons, namely, Kamta Mishra, Sudhir Mishra,



Mukesh Mishra, Rakesh Mishra and Randhir Mishra caught informant's uncle, Mahesh Mishra, and told to kill him upon which Jai Ram Mishra, Chanchal Mishra, Raja Ram Mishra and Rahul Mishra together fired on his uncle from their pistols and he fell down on the ground and later on died.

4. Learned counsel for the petitioner submits that there is specific allegation against Jai Ram Mishra, Chanchal Mishra, Raja Ram Mishra and Rahul Mishra that they fired on the chest of the uncle of the informant due to which he fell down and died later on but it has not been supported by the *postmortem* report. The doctor in the *postmortem* report has opined that the injuries were caused by pointed sharp long metallic weapon. There is no whisper of any firearm injury on the person of the deceased. Further, in the FIR, there is no allegation of assault against any person. Further submission is that co-accused, Kamta Mishra, Jai Ram Mishra and Sudhir Mishra have been granted bail by this Court vide order dated 12.08.2025 passed in Cr. Misc. No.52419 of 2025. Lastly, it is submitted that the petitioner is in custody since 06.02.2025 having clean antecedent.

5. Learned APP has opposed the prayer for bail.

6. Having considered the facts and circumstances of



the case and submissions of learned counsel for the parties, let the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Gaya, in Belaganj PS Case No.85 of 2025.

7. The application stands allowed.

(Khatim Reza, J)

J. Alam/-

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