

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61158 of 2025

Arising Out of PS. Case No.-248 Year-2025 Thana- AGAMKUAN District- Patna

Rakesh Raushan @ Chandan Singh S/o- Virendra Prasad Vill- R/o- Kumhrar
Panchyat Baithka, P.S- Agamkuan, Dist- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Chandra Shekhar Singh, Advocate

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

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

ORAL ORDER

4 03-09-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Agamkuan P.S. Case No. 248 of 2025 instituted for the offences under Sections 103, 61(2) of the Bharatiya Nyaya Sanhita, 2023 and Section 27 of the Arms Act.

3. Prosecution case, in short, is that on 22.03.2025, the son-in-law of the informant informed him that his daughter, namely Surbhi Raj has fallen down. On this information, the informant reached at Asia Hospital where his daughter was undergoing treatment. There the informant was apprised that his daughter had sustained gunshot injuries inflicted by unknown assailant. Despite medical intervention, the informant's daughter



succumbed to injuries and was declared dead. Informant has raised suspicion that some staff members of Asia Hospital have committed the murder of her daughter.

4. Learned counsel for the petitioner submitted that the petitioner is innocent and has falsely been implicated in the present case and the allegations levelled against him are baseless, concocted and bereft of any credible evidence. Learned counsel further submitted that petitioner is the husband of the deceased and both the petitioner and the deceased were leading a harmonious matrimonial life along with their children. No specific overt act is alleged against the petitioner. It has been submitted on behalf of the petitioner that the petitioner is in custody since 25.03.2025 and has no criminal antecedent.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner. Learned APP further submitted that from perusal of statements of the witnesses it appears that this petitioner is the kingpin and the petitioner has himself confessed his guilt and has stated before the police that he along with other co-accused persons hatched a conspiracy to commit the murder of his wife. Learned counsel further submitted that it has also cropped up during investigation that there was affair of the petitioner with one Alka



Singh and due to the said reason, the petitioner hatched a conspiracy to commit the murder of his own wife with the help of other accused persons. Learned APP for the State, therefore, submitted that the petitioner does not deserve to be released on bail.

6. Considering the aforesaid facts and circumstances of the case as also there being ample material in the case diary to show his active role in the commission of murder of the deceased, this Court is not inclined to grant bail to the petitioner.

7. Accordingly, the prayer for grant of bail to the petitioner is, hereby, rejected.

8. Learned Trial Court is directed to expedite the trial.

9. However, liberty is granted to the petitioner to renew the prayer for grant of bail before the Trial Court if the trial is not concluded within a period of five months from today.

(Rudra Prakash Mishra, J)

Alok Verma/-

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