

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62465 of 2025**

Arising Out of PS. Case No.-537 Year-2024 Thana- MADHEPURA District- Madhepura

Gaurav Kumar S/O Raghuvansh Yadav @ Suresh Yadav R/O Vill.- Sukhasan,
Ward no. 8, P.S. and Dist.- Madhepura.

... .. Petitioner/s
Versus
The State of Bihar

... .. Opposite Party/s

Appearance :
For the Petitioner/s : Mr. Uday Chand Prasad, Advocate
Mr. Manoj Kumar, Advocate
Ms. Pooja Prasad, Advocate
For the Informant : Mr. Durgesh Kumar, Advocate
For the Opposite Party/s : Mrs. Anita Kumari, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

4 14-11-2025 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. Petitioner seeks regular bail in connection with
Madhepura P.S. Case No. 537 of 2024 in a case registered for
the offences punishable under Sections 302/34 of the Indian
Penal Code.

3. As per prosecution story, the informant’s wife
had gone to the field and when she did not return, the informant
tried to locate her and he was subsequently informed that a body
was lying on the road and slipper was also found, which
belonged to the informant’s wife. It is further alleged that on
search, they found the wife of the informant dead and there was



a cut on the front and back side of the neck. It is further alleged that the petitioner along with his son was seen roaming around the house of the informant and Gaurav Kumar (co-accused) was also seen carrying a sword. It is lastly alleged that all the accused persons hatched a conspiracy and killed the informant's wife.

4. Learned counsel for the petitioner submits that petitioner is quite innocent and has falsely been implicated in this case. He further submits that informant is not the eye witness of the alleged occurrence, during investigation none of the witnesses have been examined, have claimed to have seen this petitioner committing the alleged offence. At best this petitioner was seen at the place of occurrence carrying a sword. It is further submitted that petitioner has been framed in this case because of previous enmity. Similarly situated co-accused person, namely, Raghuvarsh Yadav @ Suresh Yadav has been granted bail by a co-ordinate Bench of this Hon'ble Court vide order dated 17.06.2025 passed in Cr. Misc. No.31937 of 2025. Petitioner is in custody since 25.05.2024.

5. Learned A.P.P. for the State as well as learned Counsel for the informant have vehemently opposes the bail application of the petitioner.



6. Considering the aforesaid facts and circumstances of the case and period of custody, the bail application is allowed. 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 the learned District and Additional Sessions Judge-IV, Madhepura, in connection with Madhepura P.S. Case No.537 of 2024.

(Prabhat Kumar Singh, J)

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