

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61574 of 2025

Arising Out of PS. Case No.-299 Year-2025 Thana- ALOULI District- Khagaria

Dilkhush Kumar @ Dilkush Kumar S/O Md. Mansub @ Mohammad Mansur
R/O Village- Bargaon, P.S.- Hasanpur, District- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sandip Kumar Gautam, Adv.

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

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

ORAL ORDER

2 08-09-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Alouli
(Aluali) P.S. Case No. 299 of 2025 instituted for the offences
under Sections 329(4), 126(2), 115(2), 351(2), 351(3), 352, 75,
78, 109, 303(2), 3(5) of the Bhartiya Nyaya Sanhita, 2023.

3. As per prosecution case, the accusation against the
accused persons including the petitioner is of misbehaving with
the informant after entering into her house. It is also alleged that
when the informant's husband came then they abused him and
also taken away his gold chain. They also fired bullets.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence as alleged



against him and has falsely been implicated in the present case merely on the basis of suspicion. There is no specific or direct allegation of any overt act against the petitioner rather the same is general and omnibus in nature. He further submits that in the alleged firing, no one sustained any fire-arm injury and not a single empty *khokha* or cartridge has been seized from the place of occurrence. He further submits that there is delay of one day in lodging the F.I.R. that too without there being any plausible explanation for the same which creates doubt in the veracity of the prosecution case. Learned counsel for the petitioner further submits that the petitioner has been implicated in this case only because he happens to be the friend and cousin brother of Md. Samim. The petitioner has no criminal antecedent and is languishing in judicial custody since 07.07.2025 without any rhymes or reason.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case as also taking into account the period of custody of the petitioner and the petitioner having no criminal antecedent, let the petitioner, abovenamed, be released on bail on furnishing bail



bonds of Rs.15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Alouli (Aluali) P.S. Case No. 299 of 2025.

(Rudra Prakash Mishra, J)

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