

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67035 of 2025

Arising Out of PS. Case No.-216 Year-2024 Thana- SALAKHUA District- Saharsa

Deepak Kumar @ Manish Kumar @ Deepak, S/o Anish Yadav, R/o village -
Goshpur, P.S.- Salkhua, Distt.- Saharsa

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Satish Kumar Singh, Advocate

For the Opposite Party/s : Mr. Mohammad Sufyan, Advocate

For the Informant : Mr. Abhisek, Advocate

Mr. Umesh Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 12-12-2025 Heard learned counsel for the petitioner and learned

Additional Public Prosecutor for the State duly assisted by

learned counsel for the informant.

2. The accused/petitioner seeks bail in connection
with Salkhua P.S. Case No.216 of 2024 registered under
Sections 126(2), 191(2)(3), 190, 115(2), 118(1), 303(2),
103(1), 352, 351(2) of the Bhartiya Nyaya Sanhita, 2023 (in
short 'B.N.S.') and Section 27 of the Arms Act.

3. As per FIR, the petitioner along with named co-
accused persons assaulted the brother of informant, where
during the occurrence the firing as alleged to be made by one



of the co-accused which hit the brother of informant. It is also alleged that firing was also made by co-accused Gaurv Kumar missing the target.

4. It is submitted by learned counsel appearing on behalf of the petitioner that occurrence took place out of financial disputes, which is apparent from the FIR itself. It is submitted that petitioner implicated only being members of the named co-accused persons. It is submitted that no overt act is available against petitioner. It is submitted that in present case there is general and omnibus allegation levelled against this petitioner, whereas allegation of firing is specifically available against co-accused Gaurav Kumar, which was misfired but, it was the co-accused Ajit Kumar, who specifically opened fire upon the brother of informant causing his death. Petitioner found involved in one more criminal case, where he is on bail.

5. Learned APP duly assisted by learned counsel appearing for informant while opposing the prayer of bail submitted that petitioner found actively involved in the occurrence.



6. In view of aforesaid facts and circumstances, as allegation of firing is not available against this petitioner, coupled with the fact that investigation of this case is completed, where petitioner remains in custody since 19.06.2025, accordingly, the petitioner, above-named is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District and Sessions Judge-III, Saharsa in connection with Salkhua P.S. Case No.216 of 2024, subject to the conditions as laid down under Section 437(3) of the Code of Criminal Procedure (for short ‘CrPC’)/under Section 480(3) of the Bhartiya Nagrik Suraksha Sanhita (for short ‘BNSS’).

(Chandra Shekhar Jha, J.)

Sanjeet/-

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