

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66585 of 2025

Arising Out of PS. Case No.-174 Year-2025 Thana- PURNEA SADAR District- Purnia

Md. Raja S/o Late Md. Lal @ Lal Mohammad Resident of Kasba Road, Zero
Mile, P.S.- Sadar, District- Purnea

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. NK Agrawal, Sr. Adv.
Mr. Bidhu Ranjan, Adv.

For the Opposite Party/s : Mr. Kumar Rajdeep, Adv.
Mr. Syed Ehteshamuddin, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

3 02-12-2025 Heard the parties.

2. The petitioner seeks bail in connection with Sadar
P.S. Case No. 174 of 2025 registered for the offence under
Sections 103(1), 238, 123 of BNS.

3. The petitioner is not named in the F.I.R. and is in
custody since 25.06.2025.

4. As per FIR, one dead body was found near to
temple of Purnea Zero mile, by informant on 06.04.2025 at
about 5:45 A.M., on the basis of information which received
on 05.04.2025 at about 10 P.M., informant suspect death as
unnatural for the reason that the bleeding from mouth and
nose was noticed.



5. Mr. NK Agrawal, learned senior counsel appearing on behalf of the petitioner submitted that the reason for implication of this petitioner is also the statement of co-accused namely, Md. Tamij and his identification of petitioner from photograph in police custody. It is submitted that the mobile of deceased as alleged to be recovered from the possession of this petitioner is not appears convincing for the reason that no seizure list during investigation of said effect was prepared, which creates a doubt qua recovery of mobile of deceased from the possession of this petitioner as to connect him with present crime in question. While concluding the argument, it is submitted that petitioner is a man of clean antecedent and moreover, investigation of this case is completed, for which charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

6. Learned APP duly assisted by learned counsel for the informant opposed the prayer for bail.

7. In view of aforesaid factual submissions and by taking note of fact as *prima-facie* except confessional



statement of co-accused nothing incriminating appears against petitioner during investigation as to connect him with crime in question, coupled with fact that investigation of this case already completed where petitioner remains in custody since 25.06.2025, accordingly petitioner above named, is directed to be released on bail in connection with Sadar P.S. Case No. 174 of 2025 on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Purnea /concerned court, subject to the conditions as mentioned under Section 480(3) of BNSS.

(Chandra Shekhar Jha, J)

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