

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64791 of 2025

Arising Out of PS. Case No.-94 Year-2024 Thana- NEORA District- Patna

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Jacky Kumar @ Jaiky Kumar S/O Pankaj Prasad Resident of Mohalla- Tillu
Tola, P.S-Naubatpur, Dist- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Ms. Priyanka Singh, Advocate Mr. Y.C. Verma, Sr. Advocate Mr. Salaj Kumar Rai, Advocate Mr. Harsh Kumar, Advocate
For the State	:	Mr. Sanjay Kumar Pandey, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

4 28-11-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 302, 120B and 34 of the Indian Penal Code which was earlier rejected vide order dated 20.02.2025 with an observation that the petitioner may be at liberty to renew his prayer for bail after six months if the trial is not concluded.

3. The case of the prosecution is that the son of the informant, namely, Amlesh Kumar @ Rakesh Kumar was called by someone for some work. When the son of the informant reached there, Upendra Rai caught hold him and



Tunna Kumar shot him dead. Accordingly, the FIR.

Learned counsel for the petitioner has submitted that from perusal of the FIR itself, it is clear that the petitioner is not named in FIR neither he is assailant. According to the FIR, Tunna Kumar is the assailant. The name of this petitioner has surfaced in his confessional statement and the recovery of mobile on his disclosure. Learned counsel for the petitioner has submitted that in any view of the matter, the petitioner is not the assailant. A statement has been made in para-3 of this petition that the petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 13.06.2024.

5. Learned APP appearing for the State has vehemently opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the above facts and circumstances of this case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Neora P.S. Case No. 94 of 2024 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge 04, Danapur **with the condition that the**



**petitioner shall cooperate in trial and shall be physically
present before the learned trial court whenever required.**

(Ashok Kumar Pandey, J)

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