

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84458 of 2025

Arising Out of PS. Case No.-347 Year-2023 Thana- RIVILGANJ District- Saran

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Dilkhush Kumar Singh @ Dilkhush Kumar, S/o Late Gajendra Singh, R/o
Village- Nawada, P.S- Rivilganj, Dist- Saran (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Amit Kumar, Advocate
For the State	:	Mr. Bharat Bhushan, APP
For the informant	:	Mr. Dewendra Narayan Singh, Advocate

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 10-12-2025 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the Informant.

2. In the present case, the petitioner seeks bail in connection with Rivilganj P.S. Case No. 347 of 2023, registered for the alleged offences under Sections 341, 323, 324, 307 of the Indian Penal Code and Sections 27/35 of the Arms Act.

3. As per prosecution case, in the background of land dispute, the petitioner shot at the informant in his temple and the bullet exited from the cheek.

4. The learned counsel for the petitioner submits that the prosecution case is completely false and concocted. The petitioner sides and the informant sides are having long standing land dispute and Rivilganj P.S. Case No. 346 of 2023 pursuant to the same occurrence has been lodged prior to the present case in which the father of the petitioner lost his life due to firearm



injury by the brother of the informant of this case. The present case is afterthought and filed as a defence. The prosecution story of assault and firearm injury is entirely fabricated. The informant has not suffered any firearm injury and the supplementary injury report of Sadar Hospital also certifies this fact. The petitioner is 25 years old student, who is pursuing his study and preparing for competitive examination. The petitioner is having antecedent of three cases and he is on bail in all such cases. The petitioner is in custody since 29.08.2025 and charge sheet has been submitted.

5. Learned APP as well as learned counsel appearing on behalf of the petitioner vehemently oppose the submission made on behalf the petitioner. The learned counsel for the informant submits that treatment of the informant at PMCH shows a entry wound has been found, but the learned counsel concedes that no exit wound has been mentioned. The learned counsel further submits that the father of the petitioner died in the firing made by this petitioner as the same exited from the informant and hit the father of the petitioner, who died in the spot.

6. Having regard to the facts and circumstances and submission made on behalf of the parties and considering the



counter version and further considering the doubtful nature of injuries and also considering the period of custody of the petitioner and submission of charge sheet, the petitioner is directed to 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 learned A.D.J-XIII, Saran at Chapra/court concerned, in connection with Rivilganj P.S. Case No. 347 of 2023, subject to the conditions mentioned in Section 480 (3) of BNSS and also the following conditions :

- (i) One of the bailors will be a close relative of the petitioner.
- (ii) The petitioner will remain present on each and every date fixed by the court below.
- (iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

V.K.Pandey/-

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