

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.569 of 2025

Arising Out of PS. Case No.-185 Year-2024 Thana- MEDNI CHAUKI District- Lakhisarai

Raushan Kumar Son of Sri Gendalal Mahto Resident of village - Paharpur,
Police Station - Mednichowki, District - Lakhisarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Avinash Raj, Adv.

For the Opposite Party/s : Mr.Nand Kishore Prasad, APP

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

ORAL ORDER

3 27-03-2025 Heard learned counsel for the petitioner and learned
APP for the State. Perused the case diary.

2. The petitioner seeks bail in connection with
Mednichowki P.S. Case No. 185 of 2024 instituted for the
offences under Sections 103(1), 3(5) of the Bhartiya Nyaya
Sanhita, 2023.

3. As per prosecution case, the accusation against the
unknown miscreants is of committing murder of the
Informant's father.

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
due to local politics. The petitioner is not named in the F.I.R. as



the same has been instituted against the unknown. The petitioner was arrested by the police on 20.08.2024 at 17.30 hours on the basis of the suspicion whereafter the police recorded his confessional statement and, thereafter, the F.I.R. was lodged on the same date at 01.45 PM. Except confessional statement of the petitioner, there is nothing against the petitioner in the entire record of this case. There is no eye-witness to the alleged occurrence. The petitioner has no concern with the alleged occurrence. The petitioner has no criminal antecedent and is languishing in judicial custody since 21.08.2024 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, stating that the offence alleged is serious in nature. The petitioner has confessed his guilt of being involved in the alleged occurrence. There is direct allegation against the petitioner of committing murder of the Informant's brother. The postmortem report supports the prosecution case and, hence, he does not deserve bail. The Investigating Officer after completion of investigation has submitted charge-sheet under Sections 103(1) of the B.N.S. and Section 3(i)(r)(s)/3(2)(v) of the SC/ST Act.



6. Having heard rival contention of both the parties as also considering the nature and gravity of the offence, this Court is not inclined to grant bail to the petitioner.

7. Accordingly, the prayer for bail of the petitioner, above named, is rejected with a direction to the court below to expedite the trial and conclude the same expeditiously.

(Rudra Prakash Mishra, J)

rishi/-

U		T	
---	--	---	--

