

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86800 of 2025

Arising Out of PS. Case No.-23 Year-2025 Thana- BRAHMPUR District- Buxar

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Raushan Kumar Ojha @ Raushan Kumar @ Raushan Ojha S/o Ramayan
Ojha R/o Village - Nimez, P.S - Brahmpur, District - Buxar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajit Kumar , Advocate

For the Opposite Party/s : Mr. Asha Devi , APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 22-12-2025 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State .

2. The petitioner seeks bail in a case registered for the
offence punishable under Sections 126(2), 127(2), 115(2),
109(1), 3(5) of the B.N.S.

3 . The allegation in the first information report is that
Raushan Kumar Ojha and the petitioner had taken along with
them the deceased Shankar Yadav on their motorcycle and
subsequently he was found in an injured condition in the bushes.

4. Learned counsel for the petitioner submits that
from a bare perusal of the first information report, it would only
appear that the petitioner and co-accused Shashi Ojha were last
seen in the company of the deceased which was in the evening
of 13.02.2025 and the victim was found in an injured condition



on the next morning near the river who was brought to the PMCH where he succumbed to the injuries during treatment. It has further been pointed out that for the occurrence which took place on 13.02.2025, the FIR was also lodged belatedly on 15.02.2025 and till that time the injured was not dead and the death of the deceased took place much later on 18.02.2025, however, in the meantime no statement of the deceased was recorded and Section 103(1) of the B.N.S. was added only on 24.02.2025. It is further submitted that there is no motive assigned as to why this petitioner has caused the death of the deceased. Petitioner is in custody since 20.02.2025. Similarly situated co-accused person namely Shashi Ojha has already been granted bail by Co-ordinate Bench of this Hon'ble Court vide order dated 17.11.2025 in Cr. Misc. No. 70580 of 2025.

5. Learned APP for the State has opposed the application for bail.

6. Taking into consideration the facts and circumstances and also considering that there is no eye witness to this case and period of custody and charges having been framed, let the above named petitioner, be enlarged 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 Addl. District & Session Judge – II, Buxar in
connection with Brahmpur P.S. Case No. 23 of 2025 .

(Prabhat Kumar Singh, J)

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