

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2903 of 2026

Arising Out of PS. Case No.-38 Year-2024 Thana- DUMARIYA District- Gaya

Santosh Kumar @ Santosh Prasad S/O Late Jagdish Prasad @ Jagdish Mahto
R/O Vill.- Sidhapur, P.S.-Dumariya, Dumariya, Dist.- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kamlendra Prasad Singh, Advocate

For the Opposite Party/s : Mr.Ram Bilash Roy Raman, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 12-02-2026 Heard the parties.

2. This is the second attempt of the petitioner for grant of regular bail in connection Dumariya P.S. Case No. 38 of 2024 registered for the offence under Sections 341, 323, 307, 506 of Indian Penal Code and Section 27 of Arms Act. Earlier the bail application of the petitioner was rejected vide order dated 19.02.2025 passed in Cr. Misc. No. 9091 of 2025.

3. As per the prosecution case, petitioner is the assailant of the injured. He shot at the injured causing fire arm injury on his chest. Petitioner has two criminal antecedents.

4. Learned counsel for the petitioner submits that petitioner has falsely been implicated in the present case. Learned counsel further submits that though the petitioner is in custody since 05.07.2024 for causing fire arm injury to the



victim. Learned counsel next submits that the trial has not progressed and out of eight witnesses only some witnesses have been examined. The petitioner undertakes to co-operate in the case/ trial.

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

6. Considering the aforesaid facts, this application for regular bail is allowed.

7. Accordingly, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned District and Additional Sessions Judge-II, Sherghati (Gaya)/concerned Court below in connection with Dumariya P.S. Case No. 38/2024 subject to the following conditions:-

(i) the petitioner after being released on bail is directed to co-operate in the trial either by appearing personally or through his lawyer in the Trial Court on each and every date fixed by the trial Court. Non-compliance of the condition will result in cancellation of the bail bonds of the petitioner.

(Sandeep Kumar, J)

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