

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5455 of 2026

Arising Out of PS. Case No.-99 Year-2025 Thana- SALAIYA District- Aurangabad

1. Sukesh Bhuiyan S/o Hari Kishun Bhuiyan @ Hari Kishan R/o vill - Tetariya, P.s.- Salaiya, Distt.- Aurangabad.
2. Suresh Bhuiyan S/o Darogi Bhuiyan R/o vill - Tetariya, P.s.- Salaiya, Distt.- Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Bindeshwar Prasad Singh, Advocate
For the Opposite Party/s	:	Mr. Ganesh Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 29-01-2026 Heard Mr. Bindeshwar Prasad Singh, learned counsel
for the petitioners and Mr. Ganesh Prasad Singh, learned APP
for the State.

2. The petitioners seeks bail, who are in custody since
13.10.2025 in connection with Salaiya P.S. Case No. 99 of 2025,
F.I.R. dated 12.10.2025 for the offences punishable under
Sections 329(4), 191(2), 190, 115(2), 352, 351(2), 103(1) of the
B.N.S., 2023.

3. According to prosecution case, the FIR named
accused persons including these petitioners are alleged to have
barged into the house of the informant abused and thrashed and
dragged her father-in-law from the house and took him towards



the hill and killed.

4. Learned counsel for the petitioners submits that petitioner have clean antecedent and they have falsely been implicated in the present case. He further submits that although the petitioners are named in the FIR but from a bare perusal of the FIR, it appears that there is no specific allegation of any assault or overt act attributed against them rather there is general and omnibus allegation against all the accused persons including these petitioners and the police after investigation, submitted chargesheet against the petitioners and the petitioners are in custody since 13.10.2025.

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

6. Considering the aforesaid facts and circumstances and also the fact that the petitioners have clean antecedent and there is no specific allegation of any assault or overt act attributed against the petitioners, let the petitioners, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Aurangabad in connection with Salaiya P.S. Case No. 99 of 2025, with the following conditions:



i. Petitioners shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on her absence on two consecutive dates without sufficient reason, their bail bonds shall be cancelled by the Court below.

ii. If the petitioners tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioners and in case at any stage it is found that the petitioners have concealed their criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioners. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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