

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5085 of 2026

Arising Out of PS. Case No.-139 Year-2025 Thana- PALIGANJ District- Patna

Abhishek Kumar @ Rahul Kumar @ Rahul, aged about 28 years, Male, S/o
Nathuni Singh, Resident of Village- Raghapur, PO- Patut, PS- Rani talab,
District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shiva Shankar Sharma, Advocate

For the Opposite Party/s : Mrs. Pushpa Sinha, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

4 11-05-2026 Heard Mr. Shiva Shankar Sharma, learned counsel

appearing on behalf of the petitioner and Mrs. Pushpa Sinha,

learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Paliganj P.S. Case No. 139 of 2025, registered for the
offence punishable under Sections 191(2), 191(3), 190, 126(2),
115(2), 109, 308(5) of the BNS and Section 27 of the Arms Act.

3. As per the allegation made in the FIR, petitioner
along with other co-accused persons, with a common intention
to kill, had allegedly assaulted the husband of the informant
causing injuries.

4. Learned counsel appearing on behalf of the
petitioner submitted that petitioner is innocent and he has falsely



been implicated in the present case. Petitioner is not named in the FIR. General and omnibus allegation has been levelled against the petitioner. Specific allegation of firing is against co-accused Manish Kumar. Petitioner has clean antecedent. On these grounds, petitioner seeks to be released on pre-arrest bail.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Considering the rival submissions made on behalf of the parties, as well as, the fact that petitioner is not named in the FIR. General and omnibus allegation has been levelled against the petitioner. Specific allegation of firing is against co-accused Manish Kumar. Petitioner has clean antecedent. I am of the opinion that petitioner has, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioner, above named, is directed to be released on pre-arrest bail, in the event of his/her arrest or surrender before the learned District Court within a period of four weeks from today, 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 District Court where the case is pending, in connection with Paliganj P.S. Case No. 139 of 2025, subject to the condition as laid down under Section



482(2) of the BNSS.

8. The learned District Court is directed to verify the criminal antecedent of the petitioner as stated in paragraph no. 3 of the bail application. If any other case is pending against the petitioner as what has been stated in paragraph no. 3, this order will lose its force automatically.

(Purnendu Singh, J)

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