

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8992 of 2026

Arising Out of PS. Case No.-595 Year-2022 Thana- BAHERA District- Darbhanga

Md barik @ Abdul Barik Son Md. Shamsul Haque @ Md. Shamshad Haque
Resident of Village - Badarbanna, P.S. - Bahera, Dist. - Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Kaushal Kumar Jha, Advocate
For the Opposite Party/s :	Mr. Anil Kumar Singh No. 1, APP
For informant :	Mr. Pankaj Kumar Jha, Advocate
	Mr. Vijay Kishore Bharti , Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 16-02-2026 Heard learned counsel for the petitioner, informant
and learned A.P.P. for the State .

2. The petitioner seeks bail in a case registered for
offence under Sections 307, 379, 302 and other ancillary
sections of IPC .

3 . As per prosecution case, on 10.11.2022 around 8
O'clock in the night informant was returning to his village on
his pick up van . When he reached near Sri Ram Pur Hat Gachi,
he was surrounded by 14 persons including this petitioner. All of
them pulled informant out of van and tied his feet and hands
with rope . Co-accused Kamarul Hasan, this petitioner and
others assaulted informant with knife causing him injuries on
the hands and legs. Thereafter, co-accused sarfaraj , Md. Kapil



@ Goorsa, Md. Tajuddin , Perwez, Md. Salvi, Jahira Bano, Jarina Khatun , Md. Sohrab and co-accused Ekram Afzal assaulted him with iron rod and lathi. Informant received multiple injuries on his head, shoulder and other parts of his body and became unconscious. Injured died of injuries during treatment.

4. Learned counsel for petitioner submitted that from petitioner is innocent and has committed no offence as alleged. It appears highly improbable that petitioner may have joined unlawful mob of 14 persons and assaulted the informant/deceased. Petitioner is in custody since 17.05.2024 .

5 . Learned counsel *Mr. Pankaj Kumar Jha* appearing for informant opposed the bail and submitted that statement of accused persons has been recorded under section 313 of Cr. PC and the evidence of the prosecution and defence has been closed and the trial is on the verge of conclusion .

6. Considering the fact that trial is at its *fag end*, materials available on record and other circumstances of the case, the prayer of petitioner for regular bail is rejected. However, since petitioner is in custody since 17.05.2024 , learned Trial Court is directed to expedite and conclude the trial, within the period of one year from the date of receipt/production



of copy of this order.

(Prabhat Kumar Singh, J)

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