

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9112 of 2026

Arising Out of PS. Case No.-73 Year-2002 Thana- BARACHATTI District- Gaya

Sudam Bhuiyan @ Sudama Bhuiyan @ Devkumar Manjhi S/O Vishundhari Manjhi @ Jatan Manjhi R/o Village- Rampur Bhui Toli, PS- Mohanpur, Dist- Gaya Ji, at present Residing at Village Larpur (Bhadeji), P.S.-Bodhgaya, Distt.- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gautam, Advocate

For the Opposite Party/s : Mr.Lalan Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 25-02-2026 Heard the parties.

2. This is the second attempt of the petitioner for grant of regular bail in connection Barachatti (Mohanpur) P.S. Case No. 73 of 2002 registered for the offence under Sections 302 of Indian Penal Code and Section 27 of Arms Act. Earlier the bail application of the petitioner was rejected vide order dated 07.05.2025 passed in Cr. Misc. No. 28723 of 2025.

3. As per the prosecution case, petitioner in connivance with other co-accused is accused of killing the deceased. Petitioner is in custody since 18.12.2024 and has no criminal antecedent.

4. Learned counsel for the petitioner submits that petitioner has falsely been implicated in the present case.



Learned counsel further submits that out of 17 only three witnesses have been examined and they have turned hostile. Learned counsel further submits that the informant of the case has died who was the eye-witness. 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 period of custody of the petitioner and the delay in trial, 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-III, Sherghati, Gayaji/concerned Court below in connection with Barachatti (Mohanpur) P.S. Case No. 73/2002 subject to the following conditions:-

(i) The petitioner after being released on bail, is directed to mark his attendance at Bodhgaya Police Station, District- Gayaji on every Sunday of the month. Any default in appearance at the Police Station will result in cancellation of bail bonds of the petitioner.

(ii) 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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