

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9077 of 2026

Arising Out of PS. Case No.-406 Year-2023 Thana- KHAGAUL District- Patna

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Bheema @ Bhuma Kumar @ Mithilesh Kumar @ Bhoma S/O Vishan Singh
@ Vinesh Singh @ Vinesh Prasad R/O Village- Rampur, Garikhana, P.S.-
Khagaul, District- Patna at present resident of Neuraganj, P.S-Neura, District-
Patna.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Akhauri Kamal Kishore Sahay, Advocate
For the Opposite Party/s : Mr.Jharkhandi Upadhyaya, APP

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

4 16-04-2026 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner seeks bail in connection with
Khagaul P.S. Case No. 406/2023 registered for the offences
punishable under Sections 341, 323, 307, 34, 120B of I.P.C. and
Section 27 of Arms Act and subsequently Section 302 of IPC
was added.

3. As per the prosecution case, petitioner and other
accused persons are said to have fired upon the deceased.

4. Learned counsel for the petitioner submits that
petitioner has falsely been implicated in the case. It is next
submitted that the informant is not an eye witness and he was
informed by the friends of the deceased that the petitioner and



other co-accused had fired upon the deceased. Learned further submits that in the trial no witness has been examined yet. Learned counsel further submits that he has no criminal antecedent and he is in custody since 24.07.2025. 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 allegation that the petitioner had fired upon the deceased, this Court is not inclined to grant bail to the petitioner even though the other co-accused persons have been granted bail.

7. Accordingly, this application stands dismissed and the court below is directed to expedite the trial and if the trial is delayed by the prosecution, the petitioner may renew his prayer for bail.

8. The Senior Superintendent of Police, Patna is directed to ensure the appearance of the witnesses in the trial.

9. Let a copy of this order be communicated through FAX or e-mail to the Senior Superintendent of Police, Patna for its compliance.

(Sandeep Kumar, J)

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