

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9009 of 2026

Arising Out of PS. Case No.-761 Year-2022 Thana- MOTIHARI TOWN District- East
Champaran

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Kunal Singh S/O Asarfi Singh Resident of village- Kuriya, P.S.- Piprakothi,
Dist.- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate
For the Opposite Party/s : Mr. Parmanand Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 22-04-2026 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. Petitioner seeks regular bail in connection with
Motihari Town P. S. Case No. 761 of 2022 registered for the
offences punishable under Sections 307, 326, 120(B), 302/34 of
the Indian Penal Code and Section 27 of the Arms Act.

3. As per F.I.R., informant stated that he received a
phone call from his brother informing him that some unknown
persons had shot him. Subsequently, his brother succumbed to
the injuries.

4. Learned counsel for the petitioner submits that
petitioner is not named in the F.I.R.. informant is not an eye
witness to the occurrence and name of the petitioner transpired



during investigation in confessional statement of co-accused Sanjay Kumar Singh. Save and except confessional statement of co-accused, there is no other material available on record to show complicity of this petitioner in the alleged offence. Petitioner is in custody since 23.08.2024.

5. Learned A.P.P. for the State vehemently opposed the bail application and submitted that name of the petitioner transpired on the basis of confessional statement of co-accused and cause of death is due to firearms injury. Petitioner has got 15 criminal antecedents.

6. Considering the nature of accusation and gravity of the offence and criminal antecedents, prayer for bail of the petitioner is rejected.

7. However, since petitioner is in custody since 23.08.2024, Trial Court is directed to expedite and conclude the trial, preferably, within a period of one year from the date of receipt/production of copy of this order.

(Prabhat Kumar Singh, J)

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