

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12313 of 2026

Arising Out of PS. Case No.-154 Year-2025 Thana- ALIPUR District- Gaya

Shipu Kumar @ Sipu Kumar S/o- Manoj Mistry Resident of Village-
Akhanpur, Bohiya, PS-Alipur, Distt.- Gaya ji

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sharda Nand Mishra, Advocate

For the Opposite Party/s : Mr.Ajay Kumar No. 2, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 12-03-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Alipur
P.S. Case No. 154 of 2025, instituted for the offences under
Sections 103(1) and 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. Prosecution case, in short, is that accused persons
named in the F.I.R., including the petitioner, murdered the
brother of the informant.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case. The
occurrence took place on 31.10.2025, whereas F.I.R. has been
lodged on 01.11.2025. There is no any motive or mens-rea
behind the alleged occurrence. Learned counsel for the
petitioner submits that general and omnibus allegation has been



made against the petitioner. No specific overt act is alleged against the petitioner. Learned counsel for the petitioner further submits that other co-accused has been granted bail by a Co-ordinate Bench of this Court vide order dated 26.02.2026 passed in Cr. Misc. No. 12913 of 2026. It has been submitted on behalf of the petitioner that the petitioner is in custody since 03.11.2025 and has no criminal antecedent.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, as also the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Alipur P.S. Case No. 154 of 2025.

(Rudra Prakash Mishra, J)

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