

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14744 of 2026

Arising Out of PS. Case No.-493 Year-2024 Thana- SIMRI BAKHTIYARPUR District-
Saharsa

Ashish Kumar S/o Ravinder Kumar R/o Village - Bhavdeva, P.S - Balwahat,
District - Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satish Kumar Singh, Advocate

For the Opposite Party/s : Mr. Anil Kumar Singh No. 1, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 06-05-2026 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner seeks bail in a case registered for the
offences punishable under Sections 103(1) and 3(5) of the BNS,
2023 as well as Section 27 of the Arms Act.

3. Learned counsel for the petitioner submits that
petitioner has antecedent of two cases and is in custody since
01.11.2025 and the informant alleges that her husband was shot
by the accused persons. It is further submitted that from perusal
of the allegation as alleged in the FIR, it would manifest that
informant is not an eyewitness to the occurrence nor has raised
any suspicion against the petitioner as the petitioner is not
named in the FIR. It is next submitted that informant raised
suspicion against five named accused persons of committing the



occurrence including Santosh Kumar and the name of the petitioner transpired in the confessional statement of Santosh Kumar. It is also submitted that Sontosh Kumar has been granted the privilege of regular bail vide order dated 03.09.2025 in Cr. Misc. No. 43769 of 2025 by a learned Coordinate Bench of this Court. It is, thus, submitted that the accused, in whose confession the name of the petitioner transpired, has been granted the privilege of regular bail, whether it would be prudent for the Court to keep the petitioner in custody.

4. Learned A.P.P. for the State opposes the prayer for regular bail of the petitioner and submits that petitioner has antecedent of two cases and if the privilege of regular bail is granted to the petitioner, the petitioner may abscond on which learned counsel appearing on behalf of the petitioner submits that petitioner will not abscond rather will cooperate in the trial to prove his innocence.

5. After hearing the learned counsel for the parties and taking into consideration the submissions made by the learned counsel appearing on behalf of the petitioner, the petitioner, above-named, is directed to be released on bail on furnishing bail bonds of Rs.25,000/- (Rupees Twenty-Five Thousand) with two sureties of the like amount each to the



satisfaction of the learned Trial Court where the case is pending in connection with Bakhtiyarpur P.S. Case No. 493 of 2024.

6. One of the bailors of the petitioner shall be his father, namely, Ravinder Kumar.

7. However, it is made clear that if the learned Trial Court comes to a conclusion that petitioner, after his release on bail, is trying to delay the framing of charge or after framing of charge is trying to delay the trial of the case in any manner, the learned Trial Court in both the conditions shall be at liberty to cancel the bail bonds of the petitioner.

(Satyavrat Verma, J)

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