

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15404 of 2026

Arising Out of PS. Case No.-191 Year-2025 Thana- Jaitpur District- Muzaffarpur

1. Ram Surat Rai @ Ram Surat Yadav Son of Brijnandan Rai Resident of Village Jalalpur, P.S.- Jaitpur, District - Muzaffarpur.
2. Ashok Rai Son of Late Ramdev Rai Resident of Village Jalalpur, P.S.- Jaitpur, District - Muzaffarpur.
3. Vikas Kumar Son of Ashok Rai Resident of Village Jalalpur, P.S.- Jaitpur, District - Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar and Ors.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kaushal Kishor, Advocate
For the Opposite Party/s : Mr. Narsingh Tanti, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

3 20-04-2026 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners have prayed for bail in connection with Jaitpur P.S. Case No. 191 of 2025 registered for the offence punishable under Sections 126(2), 115(2), 103(1), 352, 351(2), 3(5) of the B.N.S., 2023.

3. The case of the prosecution, in short, is that the petitioners, along with others, have killed the wife of the informant by assaulting her with a stick, leg and fists, due to which she died.

4. Learned counsel appearing on behalf of the petitioners has submitted that petitioners are innocent and have committed no offence. They have been falsely implicated in this



case. He also submits that during the course of investigation, some independent witnesses have been examined. He has specifically pointed out paragraph '92' of the case diary, wherein one witness has stated that as the deceased was cutting paddy from the field of petitioner no. 1, she was pulled out from the field. She started abusing the petitioners, due to which she faced breathing problems. This witness has also stated that he had not seen any *lathi-danda* in the hands of the petitioners. He further submits that from perusal of the postmortem report, it will transpire that the doctor conducting the autopsy of the deceased has found no external or internal injury on the person of the deceased, and opinion regarding death was reserved till the *histopathological* and *FSL* reports. He also submits that there is an allegation against the petitioners that they have assaulted the deceased, but the statement of the independent witnesses and the postmortem report goes to show that the deceased was having no injury. Moreover, the petitioners are languishing in judicial custody since 19.12.2025.

5. The application for bail is opposed by learned APP for the State and submits that the petitioner has criminal antecedent of one case.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioners on bail. The above named



petitioners are directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) each with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Muzaffarpur in connection with Jaitpur P.S. Case No. 191 of 2025.

(Ashok Kumar Pandey, J)

Sudhanshu/-

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