

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22819 of 2025

Arising Out of PS. Case No.-163 Year-2023 Thana- RAMGARH District- Kaimur (Bhabua)

Arbaj Ansari Son of Asagar Ansari Resident of Vill- Matiyari, P.S.- Ramgarh,
District- Kaimur at Bhabua

... .. Petitioner

Versus

1. The State of Bihar
2. Khusnuda Bibi Wife of Ali Muhammad Resident of Vill- Matiyari, P.S.-
Ramgarh, District- Kaimur at Bhabhua

... .. Opposite Parties

Appearance :

For the Petitioner	:	Mr. Sanjay Kumar, Advocate
For the State	:	Mr. Md. Fahimuddin, APP
For the Opp. Party No.2:	:	Mr. Pawan Kumar Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

5 16-07-2026 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the opposite party no.2.

2. This application has been filed for
cancellation of bail granted to the opposite party no.2 by a
Coordinate Bench of this Court *vide* order dated 13.09.2023
passed in Criminal Miscellaneous No.50205 of 2023, in
connection with Ramgarh P.S. Case No.163 of 2023 registered
for the offence under sections 341, 323, 337, 338, 307/34 of the
Indian Penal Code.

3. Learned counsel for the petitioner has prayed
for cancellation of bail granted to the opposite party no.2 on the
ground that the deceased had died after some days and the



offence under section 302 of the Indian Penal Code was added subsequently.

4. Learned counsel for the opposite party no.2 has relied upon paragraph no.8 of the bail petition, which had been filed by the opposite party no.2 before this Court in earlier proceeding and submit that there was no suppression of fact by the opposite party no.2 and therefore, this Court may not cancel the bail granted to the opposite party no.2.

5. I have considered the submissions of the parties.

6. Paragraph no.8 of the bail petition of the opposite party no.2 which had been filed before this Court reads as under:-

“8. That it is stated that during course of treatment, injured Mashoor Ansari succumbed to his injuries at Varanasi on 31.05.2023 but till date, no section 302 IPC was added in the F.I.R.”

7. Having gone through the order of the Coordinate Bench of this Court and also considering the averments made in paragraph no.8 of the bail petition filed by the opposite party no.2, I am of the opinion that there is no suppression of fact by the opposite party no.2 in the earlier proceeding.



8. In view of the above, I do not find any illegality or infirmity in the impugned order granting bail to the opposite party no.2. Accordingly, this application is rejected.

(Sandeep Kumar, J)

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