

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22780 of 2026

Arising Out of PS. Case No.-256 Year-2024 Thana- KONCH District- Gaya

SURENDRA YADAV @ RAUSHAN @ BHURKUND @ RAUSHAN JEE
S/O LATE AKLU YADAV R/o Village- Pande Pokhar, PS- Konch, District-
Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shailesh Kumar, Advocate
For the State : Mr. Rajendra Prasad Nat, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 10-04-2026 Heard Mr. Shailesh Kumar, learned counsel for the
petitioner and Mr. Rajendra Prasad Nat, learned APP for the State.

2. Petitioner seeks bail, who is in custody since
13.05.2025.2025, in connection with Sessions Trial No. 829 of
2025 arising out of Konch P.S. Case No. 256 of 2024, F.I.R. dated
14.06.2024 registered for the offences punishable under Sections
302, 34 of the Indian Penal Code.

3. The prosecution case, in brief, is that on 13.06.2024
at about 11 P.M. in the night, brother of informant was shot dead
by some unknown persons.

4. Learned counsel for the petitioner submits that the
petitioner has clean antecedent and he has been falsely implicated
in the present case. He further submits that initially the petitioner
was not named in the F.I.R. and the name of the petitioner has



been transpired on the basis of confessional statement of co-accused persons namely Jitendra Yadav @ Amarjeet Yadav and Jairam Yadav and except the confessional statement of co-accused persons, no other cogent material has come during investigation to suggest the involvement of the petitioner in the present occurrence. He further submits that co-accused person, namely Jitendra Yadav @ Amarjit Yadav who has confessed the name of the petitioner has been granted bail by a Coordinate Bench of this Court vide order dated 08.12.2025 passed in Cr. Misc. No. 35054 of 2025, another co-accused person namely Sukhendra Yadav has been granted bail by a Coordinate Bench of this Court vide order dated 13.05.2025 passed in Cr. Misc. No. 7406 of 2025, another co-accused person namely Umesh Yadav has been granted the privilege of anticipatory bail by a Coordinate Bench of this Court vide order dated 15.01.2026 passed in Cr. Misc. No. 74179 of 2025, respectively. He further submits that the police after investigation submitted chargesheet against the petitioner and the petitioner is in custody since 13.05.2025.

5. The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner.

6. Considering the facts and circumstances of the case and the fact that the petitioner having clean antecedent and initially the petitioner was not named in the F.I.R and the name of



the petitioner has been transpired on the basis of confessional statement of co-accused persons and the said person has been granted bail by a Coordinate Bench of this Court, another co-accused persons have been granted bail and anticipatory bail by a Coordinate Benches of this Court, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned District & Additional Sessions Judge- XIX, Gaya Jee in connection with Sessions Trial No. 829 of 2025 arising out of Konch P.S. Case No. 256 of 2024, subject to the following conditions :-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(3) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedents, the court below shall take step for cancellation of bail



bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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