

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30435 of 2026

Arising Out of PS. Case No.-1440 Year-2025 Thana- PHULWARISHARIF District- Patna

Md. Shahbaz Quraishi @ Sahbaz Qureshi S/O Late Mukhtar Quraishi
Resident Of Village - Bhusaula, Danapur, P.S.- Phulwarisharif, District -
Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Parth Sarthy, Advocate

For the Opposite Party/s : Mr. Shyameshwar Dayal, APP

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

ORAL ORDER

4 21-07-2026 Heard learned counsel for the petitioner, learned
APP for the State and perused the case diary.

2. The petitioner seeks bail in connection with
Phulwarisharif P.S. Case No. 1440 of 2025, instituted for the
offences punishable under Sections 103(1), 61(2), 3(5) of the
Bharatiya Nyaya Sanhita, 2023 and Section 27 of the Arms Act.

3. The prosecution case, in short, is that the petitioner
along with co-accused allegedly, pursuant to a premeditated
conspiracy arising out of an alleged illicit relationship, assaulted
the informant's husband on his head, causing his death, and
thereafter fled from the spot.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the



present case. Charge-sheet has been submitted in this case. No incriminating material has been recovered from the conscious possession of the petitioner. Learned counsel for the petitioner also submits that there is no any eye witness of the alleged occurrence. It is next submitted that the allegation levelled against the petitioner is general and omnibus in nature. The petitioner has not committed any such offence as alleged against him. It is further submitted that the post-mortem report establishes that cause of death has been opined due to firearm injury but no any weapon has been recovered in this case. The petitioner is in custody since 31.08.2025 and has got no criminal antecedent.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner and submits that there is specific allegation levelled against the petitioner of committing murder of the deceased. The seizure list shows recovery of firearms on the tip of the petitioner. It is further submitted that the post-mortem report supports the prosecution case. Hence, the petitioner does not deserve the privilege of bail.

6. Considering the aforesaid facts and circumstances of the case, nature of accusation and the gravity of the offence, this Court is not inclined to grant bail to the petitioner.



7. The prayer is rejected. The trial Court is directed to expedite the Trial.

(Rudra Prakash Mishra, J)

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