

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25270 of 2026

Arising Out of PS. Case No.-808 Year-2024 Thana- GARKHA District- Saran

Nitesh Ray S/O Sarvjeet Rai R/O Village - Aloni, P.S- Garkha, Distt.- Saran at Chapra

... .. Petitioner/s

Versus

The State of Bihar patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Udai Shankar Singh, Advocate

For the Opposite Party/s : Mr.Ram Priya Sharan Singh, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 01-07-2026 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner seeks bail in connection with Garkha P.S. Case No. 808/2024 registered for the offences punishable under Sections 191(2), 191(3), 190, 126(2), 115(2), 103(1) and 74 of B.N.S.

3. As per the prosecution case, 16 FIR named accused persons including the petitioner are alleged of killing the deceased.

4. Learned counsel for the petitioner submits that petitioner has falsely been implicated in the case. It is next submitted that in the trial two witnesses have been examined and both of them have not supported the prosecution. Learned counsel further submits that he has no criminal antecedent and



he is in custody since 10.07.2025. The petitioner undertakes to co-operate in the case/ trial.

5. Learned APP for the State has opposed the prayer for regular bail of the petitioner and submitted that petitioner is the assailant of the deceased and he is said to have strangled the deceased as it is evident from the post-mortem report.

6. Considering the gravity of the offence as well as in light of the judgment of the Hon’ble Supreme Court in the case of **X vs. State of Rajasthan & Anr.** reported as **2024 SCC OnLine SC 3539**, this Court is not inclined to grant bail to the petitioner.

7. Accordingly, this application stands dismissed.

(Sandeep Kumar, J)

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