

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28207 of 2026

Arising Out of PS. Case No.-118 Year-2020 Thana- BARHARA District- Bhojpur

Vikash Kumar Yadav son of Birendra Rai @ Virendra Yadav Resident of
village- Shaligram singh ke tola, Ps- Barhara, Dist- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Malti Kumari, Advocate

For the Opposite Party/s : Mr. Tarkeshwar Nath Thakur, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 01-05-2026 Heard learned counsel for the parties.

2. The petitioner has renewed his prayer for grant of regular bail in connection with Barhara P.S. Case no.118 of 2020 registered under sections 304B, 201 and 34 of the Indian Penal Code.

3. As per the prosecution case, the daughter of the informant who was married to the petitioner herein was tortured for demand of dowry by way of motorcycle and was ultimately done to death.

4. Learned counsel for the petitioner submits that the prayer for bail of the petitioner was rejected on several occasions, the last being vide order dated 14.11.2025 passed in Cr. Misc. no.67001 of 2025. It is further submitted that inspite of the petitioner having remained in custody since 2.8.2023, the trial is still continuing and



there is no chance of the same concluding in the near future. The petitioner undertakes to abide by any condition which may be laid by this Court for his release on bail.

5. A report was called for from the learned trial Court. As per the report received contained in letter dated 27.4.2026 of the District & Additional Sessions Judge-VIII, Bhojpur at Ara, charge has been framed against all the six accused persons on 4.2.2026 and summons have been issued to the witnesses for their appearance. One witness has been examined in the trial.

6. The application for bail is opposed by learned APP for the State.

7. Having heard learned counsel for the parties and taking into consideration the allegations in the FIR, charge having been framed in the learned trial Court, the contents of the supplementary affidavit filed on behalf of the petitioner according to which co-accused Munna Kumar Rai and Durgawati Devi have surrendered in the Court of learned Chief Judicial Magistrate, Bhojpur at Ara on 6.12.2025 and the petitioner having remained in custody since 2.8.2023, the Court directs the petitioner to be enlarged on bail in connection with Barhara P.S. Case no.118 of 2020 (Sessions Trial no.22 of 2026) on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two



sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-VIII, Bhojpur at Ara on the following conditions:

(i) The petitioner shall remain physically present in Court on each date of the trial and shall cooperate in the case/trial.

(ii) In case the petitioner is absent on any single date for reasons not to the satisfaction of the learned trial Court or in case the learned trial Court is of the opinion that the trial is being delayed due to non-cooperation on part of the petitioner, the learned trial Court may cancel the bail bond of the petitioner and take him into custody till conclusion of the trial.

(Partha Sarthy, J)

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