

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31245 of 2026

Arising Out of PS. Case No.-60 Year-2026 Thana- VIDYAPATINAGAR District- Samastipur

1. Subodh Sah @ Subodh Kumar Sah son of Late Mahabir Sah Resident of Village -Mau Dhaneshpur North PS -Vidyapatinagar Distt- Samastipur
2. Sushant Kumar Sah @ Sushant Kumar Rasik son of Subodh Sah @ Subodh Kumar Sah Resident of Village -Mau Dhaneshpur North PS -Vidyapatinagar Distt- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Khushi Awadh, Advocate
For the Opposite Party/s : Mr. Ram Naresh Ray, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

3 21-07-2026 Heard learned counsel for the petitioners and learned APP for the State. Perused the case diary.

2. The petitioners seek bail in connection with Vidyapatinagar P.S. Case No. 60 of 2026 instituted for the offence under Sections 103(1) and 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. The prosecution case, in brief, is that the petitioners and co-accused allegedly called the informant's son to the house of petitioner no. 1, where he was allegedly shot dead, and thereafter his body was abandoned at Muskan Sewa Sadan Hospital.

4. It has been submitted on behalf of the petitioners



that the petitioners are in custody since 16.03.2026. Petitioners bear one criminal antecedent each, as per disclosure made in paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioners' counsel that petitioners have been falsely implicated in the present case. The petitioner's counsel submitted that the alleged occurrence took place at the house of Petitioner No. 1, who had no connection with the co-accused except that they were friends of the deceased. It was argued that the confession of Petitioner No. 2 does not specify the role of any accused in causing the death, and at best the allegations disclose an offence of causing disappearance of evidence under Section 238 of the BNS, 2023. It is further contended that no motive has been alleged in the FIR. The CCTV footage showing the co-accused taking the deceased to the hospital indicates their attempt to save his life rather than their involvement in the murder.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioners. It is submitted that petitioners have confessed their guilt. Moreover, dead body was recovered from the house of petitioner No.1

7. Considering the aforesaid facts and circumstances of the case, nature and gravity of the offence, there being



material against the petitioner in the case diary, this Court is not inclined to grant bail to the petitioners. Prayer for grant of bail to the petitioners is hereby *rejected*.

8. The Trial Court is directed to expedite the trial as expeditiously as possible without any undue delay and unnecessary adjournments.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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