

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32423 of 2026

Arising Out of PS. Case No.-265 Year-2024 Thana- DORIGANJ District- Saran

Akhilesh Rai @ Majnawa @ Manju Rai Son of Chandra Deep Rai R/V-
Chakiya P.s- Doriganj Dist - Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ghanshyam Tiwary, Advocate

For the Opposite Party/s : Mr. Surendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

3 07-07-2026 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the informant.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 103(1) and 3(5) of BNS and Section 27 of the Arms Act.

3. The case of the prosecution is that the petitioner along with others has made ambush. The informant along with his elder brother, namely, Madan Rai has gone to ease themselves. It is alleged that Rahul Rai and Amir Rai who were having rifle started indiscriminate firing at Madan Rai due to which, he died on spot.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. Learned counsel for the petitioner has submitted that from perusal of the FIR, it is clear that the main thrust of allegation is against Rahul



Rai and Amir Rai. Petitioner is arrayed only as an accused but no any overt act is alleged against him. Learned counsel has submitted that during course of investigation in para-6 also, the witness has stated that Rahul Rai and Amir Rai have fired at the deceased and from perusal of the postmortem report also, it is clear that the deceased has received two gun shot injuries and the doctors conducting the autopsy have opined that the cause of death is hemorrhage and shock due to bullet injury. Moreover, the petitioner is languishing in judicial custody since 10.03.2026.

5. Learned APP appearing for the State and learned counsel for the informant have vehemently opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Doriganj P.S. Case No. 265 of 2024 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M-VIII, Saran at Chapra.

(Ashok Kumar Pandey, J)

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