

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34665 of 2026

Arising Out of PS. Case No.-117 Year-2026 Thana- BARH District- Patna

Rahul Kumar @ Rahul Sharma S/o Dinesh Sharma Resident of Village - Santi
Tola Berhana, P.S.- Barh, Dist. - Patna.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Ms. Devika Rani, Adv. Mr. Saurav Anand, Adv.
For the Opposite Party/s	:	Mr. Aditya Narayan Singh.1, APP
For the informant	:	Mr. Sunil Kumar Singh, Adv.

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

4 23-07-2026 Heard Ms. Devika Rani, learned counsel for the

petitioner and Mr. Sunil Kumar Singh for the informant besides

the State.

2. The petitioner apprehends his arrest in connection
with Barh P.S. Case No. 117 of 2026 for the offence registered
under sections 103(1) of BNS.

3. As per the prosecution story, the informant alleged
that his younger son (deceased) was working as a teacher and
after meeting, it was informed that he is returning to Lakhisarai.
He accordingly, boarded the bus to Biharsharif on the way to
Lakhisarai. Around 8 PM, there was a conversation with the
deceased and in the said video conversation, he was found to be
at Barh Station and the next day, Abhishek Kumar made a call



and informed that his son died near Primary School, Barh. When he wanted to make further enquiry, the phone was disconnected. Abhishek had taken a loan and he was not returning the money and sensing conspiracy, the FIR.

4. Learned counsel for the petitioner submits that the role has been assigned to Abhishek, the reason has also been incorporated, this petitioner has no role to play and has been forcibly dragged in the present case. The deceased was in the habit of consuming smack which has also come in the case diary. Further, petitioner is ready to co-operate in the investigation.

5. Learned counsel representing the informant on the other hand has taken this Court to paragraph 128 to show that he was present at the spot when the deceased breathe his last and thereafter, took his mobile, the bag as also the golden chain and sold it to one Vikash Raj and thereafter, the bag was thrown. He further submits that process has already been issued on 19.06.2026 against the petitioner.

6. Taking into account the aforesaid facts and though he may not have been assigned the main role, the fact remains that after the death of the informant's son, he ensured that the valuables are removed from the place which he sold and further,



process has been issued against him, in that background, no relief can be extended.

7. The anticipatory bail application stands rejected.

(Rajiv Roy, J)

Vijay Singh/-

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