IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39178 of 2026

CNR No. BRHC010576772026

Arising Out of PS. Case No.-437 Year-2025 Thana- NARPATGANJ District- Araria

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Sohel S/o Firoz @ Firoz Khalifa Resident of - Referraal Hospital Road, Ward No.3, PS - Forbesganj, District - Araria

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Ashok Kumar Jha, Advocate
For the Opposite Party/s : Ms. Suman Kumari Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY

ORAL ORDER

4 28-10-2026 Heard learned counsel for the petitioner and learned APP for the State.

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

3. The case of the prosecution is that some unknown miscreants have committed murder of the sister of the informant who was a teacher. The informant suspects that a co-teacher Ranjeet Kumar was pressurizing the deceased for marriage and that is why, he might have killed her.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case. Learned counsel for the

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petitioner has submitted that during course of investigation, one Chhotu was apprehended after that Maruf and this petitioner were also appreheneded. In this case, Maruf and this petitioner both of them have given their confessional statement. In both of the confessional statement, it has come that they have hatched the plan and firing was made by the petitioner. It has further been submitted that from perusal of the case diary, it transpires that first of all confessional statement of Maruf was recorded and after his confessional statement, the weapon used in the occurrence was recovered on his disclosure. It has further been submitted that after that police has recorded the confessional statement of Sohel (petitioner) in tune with the statement of Maruf. It has further been submitted that no recovery has been made from the disclosure of this petitioner. It has further been submitted that save and except confessional statement of the petitioner and of co-accused persons, there is nothing against him. From perusal of the confessional statement of Maruf and Sohel (petitioner) it also transpires that they have planned to kill some other lady but wrong lady has been shooted by them. It has further been submitted that even if the confessional statement is taken to be true then also the petitioner was not having any intention to kill the deceased and that save and

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except confessional statement, there is nothing against him. It has further been submitted that similarly suitated co-accused Maruf has been granted bail by this court vide Cr. Misc. No. 39184 of 2026. Moreover, a statement has been made in para-3 of the petition that the petitioner is having no criminal antecedent. He is languishing in judicial custody since 06.12.2025.

5. Learned APP appearing for the State has 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 Narpatganj P.S. Case No. 437 of 2025 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Araria.

(Ashok Kumar Pandey, J)

Sneha/-
Shubham/-

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