IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46235 of 2026

CNR No. BRHC010648982026

Arising Out of PS. Case No.-57 Year-2024 Thana- CHANDAUTI District- Gaya

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Bijli Paswan Son of Rajendra Paswan Resident of Village- Kamaldah, P.S.- Paraiya, District- Gaya

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Aryan Singh, Advocate
For the Opposite Party/s : Mr. Ajay Kumar Jha, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY

ORAL ORDER

4 29-10-2026 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 302 and 201 of the Indian Penal Code.

3. The case of the prosecution, in short, is that the informant received an information that one unidentified body is lying near village-Deguna. The informant accordingly informed the S.H.O. and went to the place of occurrence and found that one unidentified body was lying there which was beheaded and it was not being identified. During investigation, the father of the deceased has identified the dead body.

4. Learned counsel for the petitioner has submitted

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that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case. Learned counsel for the petitioner has further submitted that initially the case was filed against unknown miscreants. During course of investigation, one Chandan Yadav was apprehended. He has given his confessional statement and in his statement, the name of this petitioner has surfaced. Save and except the confessional statement of co-accused, there is nothing against him. It has further been submitted that from perusal of the postmortment report it will transpire that the manner of occurrence has disclosed by co-accused Chandan Yadav is not supported by the postmortem. It has further been submitted that co-accused Chandan Yadav has already been granted bail by this Court vide Cr. Misc. Case No. 3112 of 2025. Moreover, the petitioner is languishing in judicial custody since 27.04.2026.

5. Learned APP appearing for the state has vehemently opposed the prayer of regular bail and has submitted that the petitioner is having criminal antecedent of twenty five cases.

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

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petitioner is directed to be released on bail in connection with Chandauti P.S. Case No. 57 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 Chief Judicial Magistrate, Gaya ji with the following conditions:-

(i) The petitioner shall co-operate in the trial and shall remain physically present on each and every fixed date in the learned trial Court.

(ii) One of the bailors shall be close relative of the petitioner

(iii) He shall not indulge himself in similar nature of offences in future.

(iv) He shall also mark his weekly attendance at Paraiya P.S.

7. Office is directed to communicate this order to Senior Superintendent of Police, Gaya Ji.

(Ashok Kumar Pandey, J)

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