IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50130 of 2026

CNR No. BRHC010704262026

Arising Out of PS. Case No.-71 Year-2025 Thana- BHORE District- Gopalganj

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Rishu Kumar S/o Late Sanjay Sahani Resident of Village- Koreya, P.S.- Vijaipur, District- Gopalganj, at persent R/o Village- Kuaridih, P.S.- Bhore, District- Gopalganj

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Vikash Kumar Shukla
For the Opposite Party/s : Mr.Md. Fahimuddin

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR

ORAL ORDER

3 30-10-2026 Heard the parties.

2. This is the second attempt of the petitioner for grant of regular bail in connection with Bhore P.S. Case No. 71 of 2025 registered for the offence under Sections 103 and 3(5) of B.N.S. Earlier the bail application of the petitioner was rejected vide order dated 17.09.2025 passed in Cr. Misc. No. 63407 of 2025 which reads as follows:-

> " *Heard the learned Senior Counsel for the petitioners and learned APP for the State.*
>
> ***2***. *The petitioners seek regular bail in connection with Bhore P.S. Case No. 71 of 2025 registered for the offence under Sections 103 and 3(5) of the Bharatiya Nyaya Sanhita, 2023.*
>
> ***3***. *As per the prosecution case, it is alleged that there was illicit relation of petitioner no. 2 with the*

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brother of the deceased and when the deceased opposed the illicit relationship then the petitioners had assaulted the deceased badly due to which the deceased died.

***4**. The petitioner no. 1 and the petitioner no. 2 are the brother and sister. Both are said to have participated in the killing of the deceased. Independent witnesses have supported the occurrence. The petitioners are in custody since 07.03.2025.*

***5**. Considering the fact that the petitioner no. 2 is a woman as well as her period of custody, her prayer for regular bail is allowed.*

***6**. Accordingly, let the petitioner no. 2, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Gopalganj/concerned Court below in connection with Bhore P.S. Case No. 71 of 2025.*

***7**. So far as the petitioner no. 1 is concerned, considering the allegations levelled against him and also considering the gravity of the offence, I am not inclined to grant regular bail to the petitioner no.1.*

***8**. Accordingly, his prayer for regular bail stands rejected.*

***9**. In view of the discussions made above, the application stands disposed of."*

3. It has been submitted by the learned counsel for the petitioner that the trial is progressing and only three out of ten witnesses have been examined.

4. Considering the gravity of offence and the fact that the trial has started, this Court finds no ground to review its

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earlier order.

5. Accordingly, this application stands dismissed.

(Sandeep Kumar, J)

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