IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56176 of 2026

CNR No. BRHC010708152026

Arising Out of PS. Case No.-84 Year-2024 Thana- RUNISAIDPUR District- Sitamarhi

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Guddu Kumar @ Guddu Rai Son of Late Daresh Rai Resident of Kodariya, P.S.- Runnisaidpur, District- Sitamarhi (Bihar)

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Rahul Deo Varman, Advocate
For the Opposite Party/s : Dr. Indiwar Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA

ORAL ORDER

3 20-11-2026 Heard Mr. Rahul Deo Varman, learned counsel for the petitioner and Dr. Indiwar Kumari, learned Additional Public Prosecutor for the State.

2. Petitioner seeks bail who is in custody since 20.11.2024 in connection with Runnisaidpur P.S. Case No. 84 of 2024, F.I.R. dated 15.03.2024 for the offences punishable under Section 302, 304B, 201 and 34 of the IPC.

3. Earlier the regular bail application of the petitioner has been rejected vide order dated 11.04.2025 passed in Cr. Misc. No. 18670 of 2025.

4. Learned counsel for the petitioner submits that petitioner has clean antecedent and he has falsely been implicated in the present case. He further submits that the

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petitioner is in custody since 20.11.2024 and the trial is not in progress. Apart from the aforesaid, there is no eye witness of the alleged occurrence and merely on the basis of suspicion, the petitioner has been made accused in the present case.

5. Vide order dated 28.08.2026, a report was called with regard to the stage of the trial. Report of the learned Trial Court dated 05.09.2026 reveals that no independent witness has been produced by the prosecution.

6. Learned counsel for the petitioner submits that in view of the report of the learned Trial Court it appears that the trial is not likely to be concluded in the near future and the petitioner is in custody since 20.11.2024 i.e. more than two years.

7. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

8. Considering the aforesaid facts and circumstances, period of custody as well as report of the learned Trial Court, let the petitioner, 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 Principal District and Sessions Judge, Sitamarhi, Bihar in connection with Runnisaidpur P.S. Case No. 84 of 2024, subject to the following

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conditions:-

i. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

ii. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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