

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49758 of 2026

Arising Out of PS. Case No.-297 Year-2025 Thana- GOH District- Aurangabad

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Dharm Singh Kanzi @ Dharam Pardi @ Dhram Singh S/o Barbaya Pardi R/o Mohalla- Patel Nagar, P.s.- Kent, Distt.- Guna, Madhya Pradesh, at present temporary residence of Tent of Konch Pokhara, P.s- Konch, Dist.- Gayaji

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr.Narendra Kumar Roy, Adv. Mr. Md. Shahid Anwar, Adv. Mr. Shubham Kumar, Adv.
For the Opposite Party/s :		Mr. Shailendra Kumar, Adv.

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CORAM: HONOURABLE MR. JUSTICE RAJ KUMAR
ORAL ORDER

2 22-07-2026 Heard learned counsel for the petitioner Shri Narendra Kumar, as well as the learned counsel appearing on behalf of the State, Shri Shailendra Kumar.

2. Petitioner is languishing in custody in this case for the offence punishable u/s 311, 103(1) of BNS, since 20.12.25.

3. As per the FIR, on 02.10.2025 at about 5:00 AM, while the infromant (Ramadhar Yadav) woke up, he found that the door of his room was locked from outside. On raising alarm, one Minta Devi came and opened the door. Thereafter, the petitioner saw that his wife was lying dead in the another room of the house. He further alleged that the ornaments and Rs. 15,000/- cash were also stolen away by some unknown persons.

4. Learned counsel for the petitioner submits that



there is delay of two days in lodging of the FIR. Moreover, it is submitted that the petitioner had not been named in the FIR and his name transpired in this case on the basis of confession of the co-accused namely Narsinga Pardi. Learned counsel further submits that he has not been put on test identification parade and except the present case, he has only one case against him as stated in paragraph 3 in which, he has already been granted bail. Learned counsel has further pointed out that similarly situated co-accused Anuj Adiwasi, who was also not named in the FIR and subsequently, his name occurred on the basis of confession of Narsinga Pardi, has already been granted bail by a Co-ordinate Bench of this Court by order dated 24.06.2026 passed in Cr. Misc. No. 28774/2026.

5. Learned APP for the State has though opposed the prayer for bail but fairly submitted that a co-accused of this case has been enlarged on bail by a co-ordinate Bench of this Court.

6. Taking into consideration the entire facts, the prayer for bail is allowed and the petitioner above-named, is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned JMFC, Aurangabad (Bihar), in connection with Goh P.S. Case No. 297 of 2025, subject to the



following conditions:-

(i) The petitioner shall cooperate in the disposal of trial.

(ii) One of the bailors must be close relatives of the petitioner such as mother, father, brother, sister or wife.

(iii) The petitioner will appear on each and every date fixed by the trial court and if, he fails to do so on two consecutive dates, unless he is prevented by extremely adverse circumstances, the learned court below will be at liberty to cancel the bail bond of the petitioner.

(iv) Before release, the learned court below shall verify the criminal antecedent of the petitioner and if he is found involved in any case other than the Case(s) as mentioned in paragraph 3 of the bail petition, his bail bond shall not be accepted.

(v) It is also made clear that there shall not be any delay in verifying the criminal antecedent of the petitioner.

(Raj Kumar, J)

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