IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50684 of 2026

CNR No. BRHC010730232026

Arising Out of PS. Case No.-525 Year-2024 Thana- AHIYAPUR District- Muzaffarpur

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Suraj Kumar @ Sonu S/o Baiju Bhagat R/o village- Bhikhanpur, PS- Ahiyapur, District- Muzaffarpur

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Hari Kishore Thakur, Advocate
For the Opposite Party/s : Ms. Pushpa Sinha.1, APP
For the Informant : Mr. Arvind Kumar, Advocate
Mr. Rajeev Nayan, Advocate
Mrs. Pragya Priya, Advocate

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA

ORAL ORDER

3 20-11-2026 Heard Mr. Hari Kishore Thakur, learned counsel for the petitioner, Mr. Arvind Kumar, learned counsel for the informant and Ms. Pushpa Sinha.1, learned Additional Public Prosecutor for the State.

2. Petitioner seeks bail who is in custody since 25.07.2024 in connection with Ahiyapur P.S. Case No. 525 of 2024, F.I.R. dated 18.04.2024 for the offences punishable under Sections 147, 148, 149, 324, 326, 307 and 302 of the IPC.

3. Earlier the regular bail application of the petitioner has been rejected vide order dated 25.09.2025 passed in Cr. Misc. No. 11774 of 2025. Thereafter, the petitioner had again moved before this Court for grant of regular bail in Cr. Misc.

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No. 36850 of 2026 but the same was dismissed as withdrawn vide order dated 16.06.2026.

4. Learned counsel for the petitioner submits that petitioner has clean antecedent and he has falsely been implicated in the present case. The allegation as alleged in the FIR is false and fabricated and the petitioner has not committed any offence as alleged in the FIR. Except the family member of the deceased, no one has supported the case of the prosecution. He further submits that similarly situated, co-accused persons have been granted bail by a co-ordinate Bench of this Court and the trial is not in progress.

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 07.09.2026 reveals that out of 17 charge sheet witnesses, 3 witnesses have been examined.

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 25.07.2024.

7. Learned APP and learned counsel for the informant have vehemently opposed the prayer for bail of the petitioner.

8. Considering the aforesaid facts and circumstances

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that the similarly situated co-accused persons have been granted bail by a Co-ordinate Bench of this Court, report of the learned Trial Court as well as period of custody, 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 District & Additional Sessions Judge-5th, Muzaffarpur in connection with Ahiyapur P.S. Case No. 525 of 2024, subject to the following 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

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shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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