IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58005 of 2026

CNR No. BRHC010755332026

Arising Out of PS. Case No.-58 Year-2026 Thana- BARHARA KOTHI District- Purnia

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Manoj Kumar Choupal S/o Late Tilkeshwar Das @ Tilkeshwar Resident of Village- Kataiya Kamalpur Ward No 13, PS- Barhara Kothi, District- Purnia

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Pramod Kumar Mallick, Adv.
For the Opposite Party/s : Mr. Ram Priya Sharan Singh, APP

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CORAM: HONOURABLE MR. JUSTICE KUMAR MANISH

ORAL ORDER

4 20-11-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. This is an application for regular bail to the petitioner who has been made accused in connection with Barhara P.S. Case No. 58 of 2026 registered for the offences punishable under Sections 103(1), 61(2) & 3(5) of the BNS.

3. As per the prosecution case, informant alleged that on 13.03.2026, after dinner, he went to sleep with his mother and father. At around 1:00 AM, he heard his mother's cry and found his father lying on the platform with gunshot injury on his chest. It is stated in the fardeyan that his mother disclosed that due to a land dispute, petitioner and one Rajendra Sharma (co-accused) came to the place and fired at his father. Thereafter,

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both the accused persons fled from the place of occurrence and his father subsequently succumbed to the injuries.

4. Learned counsel for the petitioner submits that petitioner is quite innocent, has committed no offence and has falsely been implicated in this case due to land dispute pending between the parties. Petitioner is aged about 66 years and there is no specific allegation against the petitioner which is supported by witnesses. Moreover, there was no light at the place of occurrence. It is stated that witnesses did not support the allegation of petitioner's involvement. Admittedly, there is a land dispute between the petitioner and the informant. Petitioner has clean antecedent and is languishing in judicial custody since 15.03.2026. Investigation has been completed, charge-sheet has been and cognizance has been taken in this case.

5. Learned A.P.P. appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts and circumstances of the case, the period of custody as also taking into consideration the fact that there is a land dispute between the parties, there is no allegation of firing against the petitioner upon the deceased and that the trial is likely to take time, let the petitioner, above named, be released on bail on furnishing bail

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bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned ACJM-1st Purnia/concerned court in connection with Barhara P.S. Case No. 58 of 2026, subject to following conditions:-

(i) one of the bailors should be the family member/close relative of the petitioner.

(ii) the petitioner shall co-operate in trial and will remain present on all dates personally or should be duly represented through his counsel and whenever required to be physically present by the court, he should physically appear in the court on that date.

(iii) 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.

(Kumar Manish, J)

Abhishek/-

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