IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57819 of 2026

CNR No. BRHC010764982026

Arising Out of PS. Case No.-31 Year-2015 Thana- SIMRI District- Darbhanga

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Gaurav Kumar @ Gaurab Kumar Son of Ashok Mahto Resident of Village- Siho, P.S.- Sakra, District- Muzaffarpur

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Shashank Shekhar, Advocate
For the State : Mr. Gulnar Begum, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

4 19-11-2026 Heard learned Counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner seeks regular bail in connection with Simri P.S. Case No. 31 of 2015, lodged on 12/03/2015, for the offences punishable under Sections 328, 307 and 379 of IPC, pending in the Court of Chief Judicial Magistrate, Lakhisarai.

3. As per the prosecution, FIR has been lodged against three unknown accused persons with allegation that three unknown persons flagged down the vehicle of the informant and requested him for lift. Thereafter, one of the accused persons offered him a cold drink and after consuming cold drink the informant became unconscious. Thereafter, they threw the informant out of the vehicle and fled away with his vehicle.

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4. Learned Counsel for the petitioner submits that the petitioner is innocent and has committed no offence. Counsel further submits that name of the petitioner is not named in the FIR. Counsel further submits that at no point of time, the informant identified the petitioner as one of the accused persons. Counsel further submits that name of the petitioner has come in this case by virtue of confessional statement of co-accused. Counsel further submits that one of the accused persons has been granted bail by a Co-ordinate Bench of this Court in Cr. Misc. No. 37400 of 2015. Counsel further submits that, including the instant one, there are three cases pending against him and in the present case he is in custody since 22/06/2026. Counsel further submits that the petitioner is ready to fulfill all the conditions whatsoever shall be imposed upon him.

5. Learned APP for the State, on the other hand, opposes the prayer for bail of the petitioner but fairly submits that criminal antecedent of the petitioner is not clean as there are three cases pending against him.

6. Considering the nature of allegation against the petitioner, this Court is not inclined to grant bail to the petitioner.

7. Accordingly, the instant bail application is,

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hereby, rejected **at present**.

(Dr. Anshuman, J)

Anshuman/SKM

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