IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57343 of 2026

CNR No. BRHC010801412026

Arising Out of PS. Case No.-267 Year-2025 Thana- CHAND District- Kaimur (Bhabua)

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Rahul Kumar Singh @ Rahul singh, S/O Surendra Singh, R/O Village- Kuddi, P.S.- Chand, Distt.- Kaimur at Bhabhua, Bihar.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Aquaib Khan, Advocate

For the Opposite Party/s : Mr. Nand Kishore Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

4 27-10-2026 Heard learned Counsel for the petitioner, learned Counsel for the informant and learned APP for the State.

2. The present criminal miscellaneous application has been filed under Sections 483 and 484 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter referred to as 'the BNSS, 2023') for grant of regular bail to the petitioner who is in custody in connection with Chand P.S. Case No. 267 of 2025, lodged on 10.10.2025, under Sections 126(2), 115(2), 109, 103(1) and 352 of the BNS, pending in the court of learned Judicial Magistrate, 1st Class, Kaimur at Bhabhua.

3. As per the prosecution, the FIR has been lodged

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against the sole petitioner. It has been alleged by the informant that the petitioner used verbal abuses and assaulted the father of the informant. Thereafter, the father of the informant was taken to local hospital from where he was referred to Higher Centre for treatment considering the serious condition where the father of the informant died in course of the treatment.

4. Learned Counsel for the petitioner submits that the petitioner is innocent and has committed no offence. Counsel submits that with a view to compare the allegation, case-diary has been called for along with the post-mortem report. Counsel submits that in the post-mortem report, the cause of death was shown as cardiac arrest. Learned Counsel for the petitioner submits that petitioner is in custody since 10.10.2025 having clean antecedent. Counsel submits that on the previous occasion, the progress report of the Trial was called for.

5. Learned Counsel for the informant, on the other hand, vehemently opposes the prayer for bail of the petitioner and submits that the allegation of assaulting as well as strangulating the neck due to which death had been caused. Counsel submits that on the previous occasion progress of the Trial was called for. He submits that the Trial has commenced and four witnesses have already been examined.

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6. Learned APP for the State, on the other hand, opposes the prayer for bail of the petitioner and submits that Trial has commenced and four witnesses have been examined.

7. Considering the fact that the Trial is going to be concluded very soon, this Court is not inclined to grant bail to the petitioner. Hence, the prayer for bail of the petitioner is hereby refused.

(Dr. Anshuman, J)

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