

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.3246 of 2025

Arising Out of PS. Case No.-80 Year-2024 Thana- NAUBATPUR District- Patna

Prince Kumar @ Shubham S/o Upendar Singh R/o Village- Rukhi, PS-
Chandi, District- Nalanda, At present Mohalla - Ashiyana More, Raja Bazar,
P.S.- Shastri Nagar, Distt.- Patna,

... .. Appellant/s

Versus

1. The State of Bihar
2. Suraj Kumar S/o Late Mahesh Mochi R/o vill - Mamrejpur, P.S.- Naubatpur,
Distt. - Patna

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Gopal Govind Mishra, Advocate
For the Respondent/s : Mr. Binay Krishna, Spl.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 22-01-2026 Despite valid service of notice, none appears on
behalf of the respondent no. 2.

2. Heard learned counsel for the appellant and the
State.

3. This appeal has been filed against the order dated
21.05.2025 passed by learned Exclusive Special Judge, SC/ST
Act, Civil Court (Sadar), Patna in connection with Special Case
No. 71 of 2025, arising out of Naubatpur P.S. Case No. 80 of
2024 registered under Sections 302, 120B, 34 of the Indian
Penal Code, Section 27 of the Arms Act and Section 3(2)(v) of
Scheduled Castes and Scheduled Tribes (Prevention of
Atrocities) Act, whereby the prayer for regular bail of appellant



has been rejected.

4. As per prosecution case, informant suspects that this appellant, along with other accused persons, killed his father. Informant alleges that his father had love affair with co-accused Geeta Devi, who happens to be mother of this appellant and had lodged a case against father of informant in which father of informant was behind the bar and on the basis of compromise, father of informant came out of jail and as per settlement, co-accused Geeta Devi was given a new house but thereafter, Geeta Devi and her sons, including this appellant, demanded Rs. 11,00,000/- and also threatened to kill father of informant.

5. Learned counsel for the appellant submits that from bare perusal of the F.I.R. it is apparent that informant is not an eye witness of the occurrence and due of old dispute, suspicion has been raised against the appellant. During course of investigation, none of the witnesses have claimed to have seen the occurrence or seen this appellant committing the offence. There is no allegation of abuse by caste name against the appellant. Appellant is in custody since 28.08.2024. Charge-sheet has already been submitted.

6. Learned Spl. Public Prosecutor for the State



vehemently opposed the bail application.

7. Considering the nature of accusation and period of custody, this Court sets aside the impugned order and directs the release of above named appellant on bail on furnishing bail-bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge, SC/ST Act, Civil Court (Sadar), Patna in connection with Special Case No. 71 of 2025, arising out of Naubatpur P.S. Case No. 80 of 2024.

(Prabhat Kumar Singh, J)

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