IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61114 of 2026

CNR No. BRHC010854262026

Arising Out of PS. Case No.-125 Year-2024 Thana- BARACHATTI District- Gaya

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Raja Kumar @ Ranjit Paswan @ Ranjit Kumar S/o- Umesh Paswan R/Vill-Itawan PS-Mohanpur Dist- Gayajee

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Md. Javed Jafar Khan, Adv.
For the Opposite Party/s : Md. Mushtaque Alam, APP.

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CORAM: HONOURABLE MR. JUSTICE RAJ KUMAR

ORAL ORDER

6 06-11-2026 Heard the learned counsel for the petitioner as well as the learned Additional Public Prosecutor for the State.

2. The petitioner is seeking regular bail in connection with Barachatti P.S. Case No. 125 of 2024, registered for the offences punishable under Sections 341, 323, 307, 385 and 384 of the Indian Penal Code and Section 27 of the Arms Act.

3. As per prosecution case, the informant's son, Guddu Paswan, was allegedly kidnapped and a call was made to his wife on her mobile phone for a ransom of Rs. 10,00,000/- threatening to kill him if the ransom was not

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paid. It is further alleged that on the following morning, he was found in an injured condition near Laddoo River School at Amta, with two bullet injuries on his head, and was subsequently taken to hospital for treatment.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has been falsely implicated in the present case due to village politics. It is further submitted that the petitioner is not named in the FIR and there is no direct or independent evidence connecting him with the alleged occurrence. He has also submitted that there is an unexplained delay of 27 days in lodging the FIR. It is further submitted that no incriminating article has been recovered from possession of the petitioner and, no Call Detail Records (CDRs) have been obtained to establish his alleged involvement in the occurrence. Learned counsel has next submitted that there is no eyewitness to the alleged occurrence and that, during the course of investigation, some independent witnesses have merely stated that they had seen the petitioner proceeding towards the place of occurrence where the dead body of the deceased was subsequently found. Learned counsel for the

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petitioner has further submitted that the petitioner is involved in one other criminal case, the details of which have been brought on record by way of a supplementary affidavit. The petitioner has been in judicial custody since 18.06.2026. It is further submitted that similarly situated co-accused Vikky Kumar has already been granted bail by a Co-ordinate Bench of this Court in Cr. Misc. No. 38274 of 2025 vide order dated 18.06.2026. Learned counsel for the petitioner undertakes that the petitioner shall cooperate with the trial and shall not indulge in the commission of any offence in future.

5. On the other hand, learned APP for the State has opposed the prayer for bail but has fairly conceded that there is no direct evidence against the petitioner.

6. Taking into consideration the entire facts and circumstances of the case, coupled with the fact that the petitioner was not named in the FIR and his name surfaced during the course of investigation merely on the basis of suspicion, and that there is no direct evidence or incriminating material against him, the petitioner above-named, is directed to be released on bail on furnishing bail

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bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned ACJM-II/concerned Court, Sherghati, Gaya in connection with Barachatti P.S. Case No. 125 of 2024, subject to the following conditions:-

(i) The petitioner shall cooperate in the disposal of trial.

(ii) One of the bailors must be close relatives of the petitioner such as mother, father, brother, sister or wife.

(iii) The petitioner will appear on each and every date fixed by the trial court and if, he fails to do so on two consecutive dates, unless he is prevented by extremely adverse circumstances, the learned court below will be at liberty to cancel the bail bond of the petitioner.

(iv) Before release, the learned court below shall verify the criminal antecedent of the petitioner and if he is found involved in any case other than the one case as mentioned in supplementary affidavit, his bail bond will not be accepted. The cases mentioned in supplementary affidavit are as follows:-

(a) Barachatti P.S. Case No. 32 of 2025.

(v) It is also made clear that there shall be no

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delay in verifying the criminal antecedent of the petitioner and the delay shall not extend beyond a period of ten days.

(vi) If he repeats any offence of similar nature, his bail bond shall be liable to be cancelled immediately by the learned court below.

(Raj Kumar, J)

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