IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59944 of 2026

CNR No. BRHC010857262026

Arising Out of PS. Case No.-464 Year-2023 Thana- CHHATAPUR District- Supaul

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Shyam Yadav S/o Baleshwar Yadav R/o Village- Kushha, PS- Triveniganj, District- Supaul

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Murari Narain Chaudhary, Advocate
For the Opposite Party/s : Mr. Nand Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE RANJAN KUMAR JHA

ORAL ORDER

3 30-10-2026 Heard learned counsel appearing on behalf of the petitioner and learned Additional Public Prosecutor appearing on behalf of the State.

2. The petitioner is seeking bail in connection with Chhatapur P.S. Case No. 464 of 2023 registered for the offences punishable under Sections 363, 364, 365, 120(B), 302, 201/34 of the Indian Penal Code.

3. The present F.I.R. has been lodged on the suspicion of the informant's son being murdered. During the course of the investigation, one Ramesh Yadav @ Fauji was apprehended. In his statement before the police, he named the present petitioner as an associate. He further stated that the informant was not happy with the marriage of his son with Chanchal (wife of the

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deceased), so he hatched a conspiracy and got his son murdered.

4. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case and during the entire investigation, except the confessional statement of co-accused Ramesh Yadav @ Fauji, there is nothing against the petitioner to connect him with the crime and the said Ramesh Yadav has already been acquitted. It is further submitted that although there were three earlier cases against the petitioner, all those cases as on date stand disposed of and the petitioner has been in custody since 16.01.2026 (for the last 9 months) with no substantial progress in the trial. Furthermore, a co-accused has already been granted bail who is similarly situated to the petitioner.

5. Learned APP for the State vehemently opposes the prayer for bail, submitting that it is a case of murder in which the name of the petitioner surfaced during investigation.

6. Having considered the submissions, in particular that the petitioner's name surfaced solely on the confessional statement of co-accused Ramesh Yadav @ Fauji (who has already been acquitted), that no other material connects the petitioner with the crime and that he has been in custody for the last 9 months, let the petitioner above-named be released on bail

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on furnishing bail bond of Rs. 20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court in connection with Chhatapur P.S. Case No. 464 of 2023, subject to the conditions as laid down under Section 480(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(i) One of the bailors shall be a family member of the petitioner.

(ii) The petitioner shall cooperate with the trial and in the event of continuous absence on two consecutive dates without explanation, the court below may proceed to cancel the bail bond and ensure his presence to continue the trial as early as possible.

7. It is noted that vide order dated 02.09.2026, this Court called for a criminal antecedent report of the petitioner from the official of concerned police station and the report dated 15.09.2026 was to the effect that the signatory has perused the record and no case was found against the petitioner except the present one. Whereas, paragraph 3 of the petition itself shows that there is one case against petitioner from Chhatapur P.S.

8. Officer-in-Charge of Chhatapur Police Station, who is the signatory of the report, is directed to remain physically

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present on 20.11.2026 and explain the discrepancy in his report vis-à-vis paragraph 3 of the petition.

9. Let a copy of this order be sent to the Superintendent of Police, Supaul, to ensure compliance.

10. List this case on 20.11.2026 at 2:30 P.M.

(Ranjan Kumar Jha, J)

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