IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68258 of 2026

CNR No. BRHC010961292026

Arising Out of PS. Case No.-121 Year-2022 Thana- DEWARIA District- Muzaffarpur

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Sandeep Singh @ Sandeep Kumar Singh S/o Fulgendra Singh R/o Village- Fanda, PS- Paroo, Distt- Muzaffarpur

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Krishna Pd. Singh, Sr. Adv.
Mr. Kundan Kumar Ojha, Adv.
For the Opposite Party/s : Mr. Ashok Kumar Singh, APP.

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CORAM: HONOURABLE MR. JUSTICE RAJ KUMAR

ORAL ORDER

3 20-11-2026 Heard the learned Senior 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 Deoria P.S. Case No. 121 of 2022, registered for the offences punishable under Sections 272, 273 and 304 of the Indian Penal Code.

3. As per the prosecution case, on 17.07.2022, in course of returning from the *Gandak* river, the deceased Indrajeet Kumar and Daya Sah had purchased *Prasad* and cold drink from the shop of co-accused. Further case of the prosecution is that after *Jalabhishek,* both of them

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consumed the *Prasad* and cold drink and thereafter, they fell ill and subsequently died. It is suspected that the *Prasad* and cold drink would have contained poisonous substances, which resulted in their death.

4. Learned Senior Counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in the present case. He has further submitted that the petitioner has not been named in the FIR. He has also submitted that the name of the petitioner has surfaced only on the basis of confessional statement of a co-accused Vicky Kumar. He has further submitted that the petitioner has been implicated in the present case merely because he has been made accused in twenty-one different cases and many of those cases relate to offences under the Bihar Prohibition and Excise Act. He has next submitted that no recovery has been made from conscious possession of the petitioner and, as such, there is no material against him to connect with the alleged offence. He has also submitted that the articles recovered from the shop of Deepak Kumar Bhagat have not been sent to FSL for chemical examination. Learned Senior Counsel has further

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submitted that there is absolutely no material against the petitioner and out of twenty-one cases pending against him, except Paroo P.S. Case No. 81 of 2026, he is on bail in all cases. It has also been submitted that the charge sheet has already been submitted against the petitioner and he has been in judicial custody since 15.06.2026. Lastly, 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 no direct evidence or incriminating material has surfaced against the petitioner.

6. Taking into consideration the entire facts and circumstances of the case, coupled with the fact that there is no direct evidence against the petitioner and the death of the two persons occurred after consuming *prasad* allegedly procured from the shop of co-accused Deepak Kumar Bhagat, with whom the petitioner had no connection, the petitioner above-named, is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of

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the like amount each to the satisfaction of learned Judicial Magistrate-Ist Class/concerned Court, Muzaffarpur in connection with Deoria P.S. Case No. 121 of 2022, 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 twenty one cases as mentioned in paragraph no. 3 of the main bail application, his bail bond will not be accepted. The cases mentioned in paragraph no. 3 of the main bail application is as follows:-

(a) Paroo P.S. Case No. 4 of 2005.

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(b) Paroo P.S. Case No. 116 of 2004.

(c) Paroo P.S. Case No. 99 of 2012.

(d) Paroo P.S. Case No. 123 of 2012.

(e) Paroo P.S. Case No. 173 of 2012.

(f) Paroo P.S. Case No. 209 of 2012.

(g) Paroo P.S. Case No. 203 of 2013.

(h) Paroo P.S. Case No. 132 of 2016.

(i) Paroo P.S. Case No. 70 of 2019.

(j) Paroo P.S. Case No. 332 of 2022.

(k) Paroo P.S. Case No. 335 of 2024.

(l) Paroo P.S. Case No. 345 of 2024.

(m) Paroo P.S. Case No. 377 of 2022.

(n) Paroo P.S. Case No. 890 of 2026.

(o) Saraiya P.S. Case No. 606 of 2020.

(p) Saraiya P.S. Case No. 732 of 2020.

(q) Saraiya P.S. Case No. 385 of 2016.

(r) Mehasi P.S. Case No. 283 of 2020.

(s) Saraiya P.S. Case No. 2020 of 2024.

(t) Saraiya P.S. Case No. 808 of 2019.

(u)Excise Paru P.S. Case No. 81 of 2026.

(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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