IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78881 of 2026
CNR No. BRHC011028712026

Arising Out of PS. Case No.-519 Year-2026 Thana- NAGAR District- Vaishali

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Gaurav Kumar @ Raju Kumar S/o Varun Kumar @ Barun Prasad @ Ravindra Prasad R/o Village - Sonaru, PS - Fatuha, District - Patna

... Petitioner/s

Versus

The State of Bihar Bihar

... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Anil Kumar Singh, Adv.
For the Opposite Party/s : Mr.Tapeshwar Sharma, Adv.

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CORAM: HONOURABLE MR. JUSTICE RAJ KUMAR

ORAL ORDER

2 04-11-2026 Heard learned counsel for the petitioner as well as learned A.P.P. on behalf of the State.

2. The petitioner has been made an accused in a case registered for the offences punishable under Sections 126(2), 115(2), 109 and 3(5) of the B.N.S.

3. As per the allegations made in the F.I.R., on a petty dispute, the petitioner is allegedly fired a shot at the informant, but the shot missed and no injury was caused to the informant.

4. Learned counsel for the petitioner submits that even though the petitioner is named in the F.I.R., but he has not caused any injury to the informant. The only allegation against him is that he had fired a shot which missed the informant. It is further submitted that the petitioner had no intentions to kill, otherwise he could have fired again. Learned counsel further submits that the petitioner is a student and had just passed the Class-X Examination from B.S.E.B with good marks. Learned

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counsel further submits that the petitioner undertakes to cooperate in the trial and not to repeat such an offence. Learned counsel submits that the petitioner is an accused in two cases in which he is on bail.

5. The petitioner has been in judicial custody since 02.06.2026.

6. Learned A.P.P. on behalf of the State has opposed the application.

7. Taking into consideration the aforesaid facts and circumstances of the case, the petitioner, above-named, is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned C.J.M., Vaishali at Hajipur or concerned Court, in connection with Hajipur Town P.S. Case No. 519 of 2026, subject to the following conditions:-

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

(ii) One of the bailors must be a close relative of the petitioner, such as his 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

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circumstances, the learned court below will be at liberty to cancel the bail bond of the petitioner.

(iv) If the petitioner repeats an offence of a similar nature, his bail bond shall be liable to be cancelled by the Court below after following due process of law.

(v) Before release, the learned Court below shall verify the criminal antecedent of the petitioner and if the petitioner is found involved in any case other than the two cases, as mentioned in paragraph-3, of the main bail petition he shall not be released.

The cases mentioned in paragraph-3 are as follows :-

(1) Fateha P.S. Case No. 128 of 2024.

(2) Khajekala P.S. Case No. 430 of 2025.

(vi) It is also made clear that there shall be no delay in verifying the criminal antecedents of the petitioner and the delay shall not extend beyond the period of ten days.

(vii) Learned counsel for the petitioner has also given this undertaking that he will never try to intimidate the informant.

(Raj Kumar, J)

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