IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77905 of 2026

CNR No. BRHC011049852026

Arising Out of PS. Case No.-444 Year-2025 Thana- PHULPARAS District- Madhubani

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Ravi Shankar Yadav @ Ranjeet Yadav @ Shiv Shankar Yadav @ Ravi Shankar @ Shiv Kumar Yadav S/o Lal Bihari Yadav R/o Village - Murli, P.S. - Phulparsa, District - Madhubani.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Jitendra Kumar Bharti, Advocate
For the Opposite Party/s : Mr. Murli Dhar, APP

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CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 29-10-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in connection with Phulparas P.S. Case No. 444 of 2025 instituted for the offence under Sections 103 & 61(2) of the Bharatiya Nyaya Sanhita, 2023 and Section 27 of the Arms Act.

3. The prosecution case, in brief, is that on 23.10.2025, while the informant's son was returning on a motorcycle with the co-accused, three unknown criminals intercepted them near Dhanuja Surha and shot him in the chest. He succumbed to the firearm injury while being taken from Sub-Divisional Hospital, Phulparas to D.M.C.H. for advanced

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treatment.

4. It has been submitted on behalf of the petitioner that the petitioner is in custody since 05.01.2026. Petitioner bears three (3) criminal antecedents, as per disclosure made in paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. Petitioner is named in the FIR. From perusal of the FIR, it would reveal that there is no specific allegation against the petitioner, rather the same is against other co-accused person. Specific allegation of firing is against Kaushalendra Yadav, which has surfaced in course of investigation. Nothing has been recovered from the conscious possession of the petitioner. Charge sheet has already been submitted in this case. Other co-accused has been granted bail by this Court vide order dated 21.07.2026, passed in Cr. Misc. No. 30698 of 2026.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner, there being no specific allegation against the petitioner, claim based on parity and charge sheet being submitted, this Court is inclined to grant

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bail to the petitioner.

8. Let the petitioner be released on bail on furnishing bail bonds of Rs. 15,000/- (Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Phulparas P.S. Case No. 444 of 2025, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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