IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 76602 of 2026

CNR No. BRHC011065512026

Arising Out of PS. Case No.-179 Year-2020 Thana- SISWAN District- Siwan

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Mithilesh Kumar Singh @ Mithilesh Singh S/o Ram Pravesh Singh R/o Village - Saipur, P.S - Siswan, District - Siwan

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Ranjeet Kumar Pandey, Advocate
Mr. Rajesh Kumar, Advocate
For the Opposite Party/s : Ms. Renu Kumari, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA

ORAL ORDER

3 20-11-2026 Heard Mr. Ranjeet Kumar Pandey, learned counsel for the petitioner and Ms. Renu Kumari, learned Additional Public Prosecutor for the State.

2. Petitioner seeks bail who is in custody since 26.09.2024 in connection with Siswan P.S. Case No. 179 of 2020 for the offences punishable under Sections 147, 341, 323, 302, 120(B) of the IPC.

3. That the prosecution case, in brief, is that the present FIR has been lodged on the basis of a written application submitted by the informant, namely, Ajay Singh, wherein it has been alleged, inter alia, that on 13.08.2020, at about 11:00 AM, the informant was sitting along with his son,

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Aman Kumar Singh @ Golu, at Manath Baba Asthan. In the meantime, the accused persons, namely, Sonu Kumar Singh, Mithilesh Kumar Singh, Manoj Kumar Singh, Ram Pravesh Singh and Baban Kumar Singh, arrived there and caught hold of the informant's son. They also pushed the informant aside. Thereafter, Sonu Kumar Singh and Mithilesh Kumar Singh took out knives and started assaulting Aman Kumar Singh @ Golu, while Baban Kumar Singh, Ram Pravesh Singh and Manoj Kumar Singh caught hold of him. The informant further alleged that he witnessed Sonu Kumar Singh and Mithilesh Kumar Singh inflicting knife blows on the abdomen of his son, as a result of which he succumbed to his injuries. Thereafter, the accused persons started fleeing from the place of occurrence. Upon hearing the informant's cries for help, several persons assembled at the spot. However, by that time, his son had already died.

4. Learned counsel for the petitioner submits that earlier the bail petition of the petitioner was rejected *vide* order dated 27.08.2025 passed in Cr. Misc. No. 41005 of 2025 by a Coordinate Bench of this Court. Thereafter, the petitioner had again moved before this Court for grant of regular bail in Cr. Misc. No. 30103 of 2026 but the same was dismissed as

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withdrawn with liberty to file before the learned court below.

5. Learned counsel for the petitioner submits that petitioner has falsely been implicated in the present case. It is further submitted that the allegation as alleged in the FIR is forged and fabricated and the petitioner has not committed any offence as alleged in the FIR. It is next submitted that there is case and counter-case between the parties due to previous enmity. It appears from the FIR that although the petitioner is named in the FIR but the specific allegation of assault is against co-accused person, namely, Sonu Kumar that he assaulted the son of the informant and only one injury was found on the person of the deceased and said Sonu Kumar has been granted bail *vide* order 24.03.2022 passed in Cr. Misc. No. 30490 of 2021 by a Coordinate Bench of this Court and other co-accused persons, namely, Ram Pravesh Singh, Manoj Kumar Singh, Babban Kumar Singh have been granted bail *vide* orders dated 06.12.2021, 24.07.2023, 01.08.2023 passed in Cr. Misc Nos. 29079 of 2021, 39393 of 2023, 46276 of 2023 respectively. It is next submitted that police after investigation has submitted charge-sheet and petitioner has been in custody since 26.09.2024.

6. The learned Additional Public Prosecutor, appearing

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on behalf of the State submits that petitioner has antecedent of two cases but fairly submits that petitioner is on bail in the pending matters.

7. Considering the aforesaid facts and circumstances as well as the period of custody, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned ADJ-III, Siwan in connection with Siswan P.S. Case No. 179 of 2020, subject to the following conditions:-

i. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

ii. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for

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cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

Gaurav Sinha/-

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