IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75860 of 2026
CNR No. BRHC011082562026
Arising Out of PS. Case No.-195 Year-2025 Thana- NAYAGAON District- Saran

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Sanjeev Rai @ Vikash Rai @ Bolero S/o Late Devendra Rai R/o Village-Kuraiya, P.S- Dighwara, Distt.- Saran at Chapra.

... ... Petitioner

Versus

The State of Bihar

... ... Opposite Party

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Appearance :
For the Petitioner/s : Mr. Chandra Mohan Jha, Adv.
For the Opposite Party/s : Mr. Nawal Kishore Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA

ORAL ORDER

2 28-10-2026 Heard the parties.

2. The accused/petitioner seeks bail in connection with Nayagaon P.S. Case No.195 of 2025 registered for the offences punishable under Sections 137(2), 140(3), 103(1), 238, 61(2) and 3(5) of the B.N.S.

3. The accused/petitioner not named in the FIR and is in custody since 17.08.2026.

4. As per FIR, 7 named accused persons went for fishing alongwith the husband of the informant but was not returned. Till lodging of FIR, the husband of informant was missing. Apprehension was raised by the informant that her husband might killed by named accused persons.

5. It is submitted by learned counsel appearing for the petitioner that even the suspicion was not raised by the

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informant against this petitioner as she failed to name him, while lodging the FIR. It is pointed out that during investigation, only one co-accused, Amarjit Sahani in his confession stated that this petitioner was also present at fishing site, and that too after three months of investigation and merely on this much suspicion, this petitioner was implicated with present crime in question. It is further submitted that the named co-accused persons as Jitendra Sahani, Rajiv Kumar and Amarjit Sahani were granted bail by one of the learned co-ordinate Bench of this court through Cr. Misc. No.19526 of 2026 and Cr. Misc. No.21071 of 2026 dated 13.05.2026 respectively, and therefore, as a matter of judicial parity, this petitioner also deserves bail.

6. Explaining criminal antecedent, it is submitted that petitioner found involved in one more criminal case, where he is on bail.

7. Learned APP opposed the prayer of bail.

8. In view of aforesaid factual submissions and by taking note of fact as *prima-facie* except suspicion arising out of confessional statement of apprehended co-accused persons, no incriminating material appears surfaced during investigation

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as to connect this petitioner with present occurrence of murder, coupled with the fact that similarly situated co-accused persons have already been granted bail by one of the learned co-ordinate Bench of this Court, as mentioned aforesaid, and further investigation of this case has already completed, wherein petitioner remains in custody since 17.08.2026, accordingly, the petitioner, above-named, is directed to be released on bail furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned J.M. First Class, Saran at Chapra in connection with Nayagaon P.S. Case No.195 of 2025, subject to the conditions as laid down under Section 480(3) of the Bharatiya Nagarik Suraksha Sanhita (in short 'BNSS').

(Chandra Shekhar Jha, J.)

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