

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80254 of 2025

Arising Out of PS. Case No.-184 Year-2021 Thana- NOWKOTHI GARHPURA District-
Begusarai

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Nitish Kumar S/o- Gopal Singh R/v- Pahsara Ps- Nawkothi Dist- Begusarai
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shubhesh Pandey
For the Opposite Party/s : Mr.Suman Kumari Singh

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 09-02-2026 Heard the parties.

2. The accused/petitioner seeks bail in connection with Nowkothi P.S. Case No.184 of 2021 registered for the offences punishable under Sections 341, 504, 506, 307, 120 read with 34 of the Indian Penal Code, Section 27 of the Arms Act as well as Sections 3 and 4 of the Explosive Substances Act.

3. The accused/petitioner is named in the FIR and is in custody since 21.10.2022.

4. Allegation against the petitioner is to open fire and also to plant a live bomb in front of the house of the informant along with other co-accused persons out of previous enmity.

5. It is submitted by learned counsel that the narration of FIR is sufficient to suggest false implication as petitioner named with present case on the basis of input provided



by unknown co-villagers. It is also submitted that the reason of false implication is also suspicion arises from criminal antecedents of this petitioner, as he found involved in 15 more criminal cases. It is further submitted that there is no specific allegation raised against this petitioner. While concluding argument, it is submitted that investigation of this case has been completed, for which, charge-sheet has been submitted and, as such, there is no chance of tampering with the evidence.

6. Learned APP opposes the prayer of bail.

7. In view of above-mentioned facts and circumstances, as entire implication is raised on the basis of hearsay input of unknown villagers, coupled with the fact that charge-sheet has already submitted, where petitioner is in custody since 21.10.2022, 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 District and Additional Sessions Judge-II, Begusarai in connection with Nowkothi P.S. Case No.184 of 2021, subject to the conditions as laid down under Section 437(3) of the CrPC and with further conditions:-

(i) That petitioner shall not involve in any nature of criminal case till the conclusion of trial, failing which the State shall be at liberty to move before the Trial Court itself



for the cancellation of bail bond of the petitioner.

(ii) That petitioner shall co-operate in the trial and shall be physically present on each and every date before the Trial Court till conclusion of the trial and exemption from physical appearance be allowed by the Trial Court only on medical ground of the petitioner duly supported by the documents.

(iii) That one of the bailors shall be deponent of the present bail petition.

S.Tripathi/-

(Chandra Shekhar Jha, J.)

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