IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76096 of 2026
CNR No. BRHC011096292026
Arising Out of PS. Case No.-314 Year-2024 Thana- RANIGANJ District- Araria

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Saurabh Kumar @ Saroj Kumar Son of Dinesh Yadav Resident Of Village- Belsara Ward No 2 Police Station -Raniganj District- Araria

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Mukesh Kumar Rana, Advocate
For the Opposite Party/s : Mr. Pranav Kumar, A.P.P.

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CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA

ORAL ORDER

2 25-11-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in a case registered for the offence punishable under Sections 103(1) and 61(2) of the B.N.S. and Section 27 of the Arms Act.

3. As per the prosecution case, the FIR is against 3 named accused persons and 3-4 unknown accused persons alleging that they have killed informant's husband by shooting him.

4. Learned counsel for the petitioner submits that the First Information Report itself has been lodged upon suspicion as the informant is not an eye-witness to the occurrence. It is further submitted that the FIR named accused, Chhotu Kumar has already been granted bail by a co-ordinate Bench of this Court vide order dated 07.08.2025 passed in Cr. Misc. No. 5240

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of 2025 (Annexure- P/2) and the other two named accused, Ashish Kumar and Bipin Yadav have been granted anticipatory bail by a co-ordinate Bench of this Court that they along with 3-4 unknown persons had killed the informant's husband as the three named persons used to threaten him of dire consequences. So far as the petitioner is concerned, his name does not feature in the First Information Report and it appears from the bail rejection order that the name of the petitioner transpired during the course of investigation on the basis of tower location. It is submitted that since petitioner is a resident of the same village, his tower location would naturally be of the said place. It is further submitted that barring the tower location, no other tangible material has been collected against the petitioner during the course of the investigation. The petitioner is in custody since 25.04.2026. Charge-sheet has been submitted and he undertakes to co-operate in the trial.

5. Learned APP for the State opposed the prayer for bail on the ground that the petitioner has four criminal antecedents. However, it is submitted on behalf of the petitioner that he is on bail in all the said cases.

6. Taking into consideration the facts and circumstances of the case and also considering the fact that the

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petitioner's name has not figured in the First Information Report and those named accused persons have already been granted regular and anticipatory bail, coupled with the fact that the charge-sheet has now been submitted, let the above named petitioner, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate- 1st, Araria, in connection with Raniganj P.S. Case No. 314 of 2024, with subject to further conditions:

(i) One of the bailors shall be a family member/close relative.

(ii) The petitioner shall co-operate with the investigation/trial.

(iii) The petitioner shall remain physically present in court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reasons, his bail bonds shall be liable to be cancelled by the learned court concerned

(Soni Shrivastava, J)

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