IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78530 of 2026

CNR No. BRHC011097662026

Arising Out of PS. Case No.-42 Year-2026 Thana- MANIYARI District- Muzaffarpur

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Rajesh Kumar @ Rajesh Rai, S/O Rameshwar Rai, R/O Village- Jamharua, PS- Maniyari, District- Muzaffarpur

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Hans Lal Kumar, Advocate
For the Opposite Party/s : Mr.Abhay Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA

ORAL ORDER

2 04-11-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. In the present case, the petitioner seeks bail in connection with Maniyari P.S. Case No. 42 of 2026, registered for the offence under Sections 137(2), 140(1), 3(5) of the BNS.

3. As per prosecution case, the husband of the complainant/informant went with the petitioner and co-accused Sonu Ram for doing work of labourer and though the petitioner and co-accused returned after 4-5 days, the husband of the informant did not return and the informant alleged that the petitioner and co-accused killed her husband and disposed of his dead body.

4. Learned counsel appearing on behalf of the

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petitioner submits that the petitioner is innocent and has been falsely implicated in this case. The petitioner has no role in the missing of the husband of the informant. Nothing incriminating has been recovered from the person/possession of the petitioner. The petitioner and the husband of the informant both were labourers and they used to go to do contract work under contractor on regular basis and after doing the work, he returned and he has no idea where the husband of the complainant/informant went. The petitioner has been made accused in this case merely on suspicion. The petitioner is in custody since 19.07.2026 and is having clean antecedent. Charge sheet has been submitted.

5. Learned APP appearing for the State opposes the submission made on behalf of the petitioner.

6. Having regard to the fact and circumstances and submission made on behalf of the parties and considering the vague nature of allegation and absence of cogent material against the petitioner and further considering the period of custody of the petitioner, his clean antecedent and submission of charge sheet, the petitioner is directed to be released on bail, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the

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satisfaction of learned Additional Chief Judicial Magistrate-VIII, (West), Muzaffarpur/concerned court, in connection with Maniyari P.S. Case No. 42 of 2026, subject to the condition laid down under Section 480(3) of the BNSS and other following conditions:

(i) One of the bailors will be a close relative of the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the court below, if so required by the learned trial court.

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

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