IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78614 of 2026
CNR No. BRHC011114592026

Arising Out of PS. Case No.-147 Year-2023 Thana- ARA NAWADA District- Bhojpur

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Amit Pandey S/o Late Sri Ram Pandey R/o - Jagdeo Nagar, Gali No. 5, PS - Ara Nawada, District - Bhojpur

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Rajesh Kumar, Advocate
For the Opposite Party/s : Mr.Ramchandra Sahni, 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.

02. In the present case, the petitioner seeks bail in connection with Sessions Trial No. 702 of 2025, arising out of Ara Nawada P.S. Case No. 147 of 2023 registered for the alleged offences under Sections 325 and 307 of the Indian Penal Code and subsequently, Sections 326 and 302 IPC were also added.

03. As per prosecution case, the petitioner in a fit of anger, assaulted his parents with iron pestle causing serious injuries to them. Subsequently, the father of the petitioner was succumbed to his injuries.

04. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. The petitioner never intended to ill his father or mother.

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The petitioner has remained jobless for long period during COVID period and he was not in a fit mental condition and some altercation and quarrel took place and in a fit of rage and under sudden provocation he assaulted his parents without thinking of consequences. The confessional statement of the petitioner was recorded and it appears there is no other witness in the said confession. The petitioner has become a victim of circumstances and there was none to make pairvi on his behalf. The case of the petitioner has been filed after the learned counsel has been assigned in this case by Patna High Court Legal Services Committee. Learned counsel reiterates that there was no intention to cause death and the present case would fall in one of the exceptions. The petitioner is having clean antecedent and he is in custody since 10.03.2023. Charges have been framed but there is no likelihood of early conclusion of trial.

05. Learned APP opposes the submission made on behalf of the petitioner.

06. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the background and nature of act of the petitioner and his relation with the deceased and also considering the apparent absence of

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any intention to cause death and further considering the fact that the petitioner has remained in custody for more than three years and six months and also of framing of charge, the petitioner above named is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned 7th Additional Sessions Judge, Bhojpur at Ara/concerned Court in connection with Sessions Trial No. 702 of 2025, arising out of Ara Nawada P.S. Case No. 147 of 2023, subject to the conditions mentioned in Section 480(3) of B.N.S.S. and also the following conditions :

(i) The petitioner will remain present on each and every date fixed by the court below.

(ii) 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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