

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.76760 of 2025**

Arising Out of PS. Case No.-74 Year-2025 Thana- WAJIRGANJ District- Gaya

Jitendra Chauhan S/O Gorelal Chauhan R/O Village - Haribigha, P. S -  
Wazirganj, District - Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Ramadhar Shekhar, Advocate

For the Opposite Party/s : Mr.Ram Sumiran Rai, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH  
MISHRA**

ORAL ORDER

4      11-03-2026                      Heard learned counsel for the petitioner and learned  
APP for the State. Perused the case diary.

2. The petitioner seeks bail in connection with  
Wazirganj P.S. Case No. 74 of 2025 instituted for the offences  
under Sections 103(1), 61(2) and 3(5) of the Bharatiya Nyaya  
Sanhita, 2023 and Section 27 of the Arms Act.

3. As per F.I.R., someone has fired upon the head of  
the informant's husband due to which he died on the spot.

4. Learned counsel for the petitioner submits that the  
petitioner is innocent and has committed no offence as alleged  
against him and has falsely been implicated in the present case  
due to dirty village politics. The petitioner is not named in the  
F.I.R. and his name has transpired in this case in course of  
investigation on the basis of the statement of spy of the police.



Learned counsel for the petitioner further submits that as per F.I.R., the informant has seen three persons fleeing away from the place of occurrence but, the petitioner is not one of them. The petitioner has no criminal antecedent and is languishing in judicial custody since 24.02.2025 without any rhymes or reason.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner, stating that the offence alleged is serious in nature. He further submits that the Jitendra Chauhan (Petitioner) in his confessional statement contained in Para-69 of the case diary has confessed his guilt and has also taken the name of the other co-accused Hari Chandra Chauhan of being involved in the alleged offence. The Investigating Officer, after completion of investigation, has submitted charge-sheet against the petitioner for offence under Sections 103(1)/61(2)/3(5) of the B.N.S., 2023.

6. Having heard learned counsel for the parties and in the facts and circumstances of the case and keeping in view the nature of allegation, gravity of the offence as also the materials available in the case diary, this Court is not inclined to grant bail to the petitioner.

7. Accordingly, the prayer for grant of bail to the



petitioner is, hereby, rejected.

8. Learned Trial Court is directed to expedite the trial.

9. However, liberty is granted to the petitioner to renew the prayer for grant of bail before the Trial Court if the trial is not concluded within a period of seven months from today.

**(Rudra Prakash Mishra, J)**

manish/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

