

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79608 of 2025

Arising Out of PS. Case No.-141 Year-2024 Thana- NAUBATPUR District- Patna

Yogi Pandit @ Yogi Tiwari @ Bishu Kumar Son of Prabhat Kumar Tiwary
Resident of Village- Khoraittha, P.S.- Bikram, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nawnit Kumar Tiwary, Advocate

For the Opposite Party/s : Mr. Ramchandra Sahni, APP

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

ORAL ORDER

3 06-02-2026 Heard learned counsel for the petitioner, learned
APP for the State and perused the case diary.

2. The petitioner seeks bail in connection with Naubatpur P.S. Case No. 141 of 2024, instituted for the offences punishable under Sections 302, 120(B), 34 of the Indian Penal Code and Section 27 of the Arms Act.

3. The prosecution case, in short, is that the petitioner along with other co-accused persons have committed murder of the informant's husband and her *devar* by firing.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. Charge-sheet has been submitted in this case. No incriminating material has been recovered from the conscious



possession of the petitioner. Learned counsel for the petitioner also submitted that the allegation levelled against the petitioner is not specific rather the same is general and omnibus in nature. Specific allegation of firing is levelled against co-accused, namely, Bharat Singh, Mritunjay Kumar, Anshu and Aman Singh. It is next submitted that as per allegation as alleged against the petitioner and other co-accused persons are that they caught hold of the husband and *devar* of the informant. The petitioner is in custody since 24.06.2024 and has got no criminal antecedent.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner stating that the present case is relating to double murder case. The postmortem report supports the prosecution case. There is specific allegation against the petitioner of catching hold the Informant's husband and her *devar* at the time of occurrence. It is next submitted that regular bail of other co-accused has been rejected by this Court vide order dated 05.12.2024 passed in Cr. Misc. No. 64008 of 2024. The offence alleged against the petitioner is serious in nature and, hence, he does not deserve the privilege of bail.

6. Considering the aforesaid facts and circumstances of the case, nature of accusation and the gravity of the offence,



this Court is not inclined to grant bail to the petitioner at this stage.

7. The prayer is rejected. The trial Court is directed to expedite the Trial. However, if the trial is not concluded within a period of six months from the date of receipt/production, the petitioner will have liberty to renew his prayer for bail in the Court below.

(Rudra Prakash Mishra, J)

Rajorshi/-

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