IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79365 of 2026

CNR No. BRHC011134562026

Arising Out of PS. Case No.-92 Year-2022 Thana- HUSSAINGANJ District- Siwan

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Golu Singh @ Anshu Singh @ Ashu Singh S/o Chandra Shekhar Singh R/o Village- Madhopur, P.S- G.B. Nagar, Distt.- Siwan.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Ajay Kumar Tiwary, Adv.
For the Opposite Party/s : Mr. Raj Ballabh Singh, APP

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CORAM: HONOURABLE MR. JUSTICE KUMAR MANISH

ORAL ORDER

2 05-11-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. This is an application for regular bail to the petitioner who has been made accused in connection with Sessions Trial No. 352 of 2025 arising out of Hussainganj P.S. Case No. 92 of 2022 registered for the offences punishable under Sections 302, 120(B) & 307 of the IPC and under Section 27 of the Arms Act.

3. As per the prosecution case, the informant, who is candidate of MLA election was going to his parental home by his endeavour vehicle with his followers who were on another vehicle and as soon as they reached near Mahuwal field, some miscreants started firing and in this firing, Teg Ali Khan @

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Bablu became injured and Binod Yadav died on way to hospital and the informant has belief that Osama Saheb, Md. Aftab, Guddu Mian, Sabir Mian, Dablu Khan, Azad Ansari, Asique Siddique, Chhawani Singh and other miscreants were involved in this occurrence.

4. Learned counsel for the petitioner submits that petitioner is quite innocent, has committed no offence and has falsely been implicated in this case due to political rivalry. It is stated that the petitioner is not named in the FIR and the petitioner has been implicated in this case during the course of investigation merely on the basis of confessional statement of the co-accused, namely, Azad Ansari. The co-accused Azad Ansari has been granted bail by a Co-ordinate Bench of this Hon’ble Court vide order dated 14.07.2023 passed in Cr. Misc. No. 21577 of 2023.

5. It is further submitted on behalf of the petitioner that save and except the confessional statement of the co-accused, Azad Ansari, there is no any cogent material against the petitioner. No incriminating article including firearm has been recovered from the conscious possession of this petitioner. Moreover, the petitioner was not present at the place of occurrence. It is submitted that there is no prior enmity between

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the petitioner and the informant. Charges have already been framed in this case and trial is not likely to be concluded shortly.

6. It is next submitted that other co-accused persons, namely, Md. Asif Raja and Deepak Kumar have been granted bail by different Co-ordinate Benches of this Hon'ble Court vide order dated 06.03.2024 passed in Cr. Misc. No. 1278 of 2024 and vide order dated 04.09.2023 passed in Cr. Misc. No. 54325 of 2023 respectively. Petitioner is having 13 criminal antecedents and is languishing in judicial custody since 20.03.2025.

7. Learned A.P.P. appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

8. Considering the aforesaid facts and circumstances of the case, the period of custody as also taking into consideration the fact that charges have already been framed and other co-accused persons have been granted bail by different Co-ordinate Benches of this Hon'ble Court available on record, let the petitioner, above named, 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, Siwan/concerned court in connection with Sessions Trial No. 352 of 2025 arising out of Hussainganj P.S.

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Case No. 92 of 2022, subject to following conditions:-

(i) one of the bailors should be the family member/close relative of the petitioner.

(ii) the petitioner shall co-operate in trial and will remain present on all dates personally or should be duly represented through his counsel and whenever required to be physically present by the court, he should physically appear in the court on that date.

(iii) if the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(iv) the trial court shall verify the criminal antecedent of the petitioner and if at any stage, it is found that the petitioner has concealed his criminal antecedent, the trial court shall take steps for cancellation of his bail bonds of the petitioner. However, the acceptance of bail-bond shall not be delayed for the purpose of in name of verification.

(Kumar Manish, J)

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