**IN THE HIGH COURT OF JUDICATURE AT PATNA**
**CRIMINAL MISCELLANEOUS No.80174 of 2026**

**CNR No. BRHC011149192026**

Arising Out of PS. Case No.-255 Year-2025 Thana- NAUGACHIA District- Bhagalpur

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Md. Ahad @ Ahda @ Md. Abdul Ahad S/O Md. Ansarul Hak Resident of Village- Ujani, PS- Naugachia, District - Bhagalpur

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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**Appearance :**
For the Petitioner/s : Mr. Pranav Kumar Jha, Advocate
For the Opposite Party/s : Mr. Shailendra Kumar, APP

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

ORAL ORDER

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

2. The petitioner seeks bail in connection with Naugachia P.S. Case No. 255 of 2025, instituted for the offences punishable under Sections 103(1), 238, 3(5) of the Bharatiya Nyaya Sanhita, 2023 and Section 27 of the Arms Act.

3. The prosecution case, in short, is that the informant's 23-year-old son Sonu Alam went out after taking his meal and did not return home. It is further alleged that his dead body was subsequently found in the Kharnai River, tied with bricks and bearing an injury on the head, whereafter the informant suspected that the named accused persons, including the

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petitioner, had killed him by firing and thrown the body into the river to conceal the evidence.

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 as well as charge has been framed against the petitioner. No incriminating material has been recovered from the conscious possession of the petitioner. Learned counsel for the petitioner also submits that the petitioner has not committed any offence as alleged against him. It is next submitted that there is no any eye witness to the alleged occurrence. It is further submitted that although the petitioner is named in the FIR, no any specific allegation has been attributed against him rather the same is general and omnibus in nature. The petitioner is in custody since 26.09.2026 and has got no criminal antecedent. Other co-accused has been granted bail by this Court vide order dated 29.09.2026, passed in Cr. Misc. No. 51015 of 2026.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioner, this Court is inclined to grant bail

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to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Naugachia P.S. Case No. 255 of 2025.

**(Rudra Prakash Mishra, J)**

Raj Kishore/-

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