

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.79278 of 2025**

Arising Out of PS. Case No.-167 Year-2025 Thana- DINARA District- Rohtas

Yogendra Pandey @ Tunna Pandey S/O Ram Prasad Pandey Resident of  
Village - Toda Police Station - Dinara, District- Rohtas

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

|                      |   |                                       |
|----------------------|---|---------------------------------------|
| For the Petitioner/s | : | Mr. Raghunandan Kumar Singh, Advocate |
| For the State        | : | Mr. Ram Bilash Roy Raman, APP         |
| For the Informant    | ; | Mr. Sarfaraz Ahmad, Advocate          |

**CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA**  
**ORAL ORDER**

4      29-01-2026                      Heard Mr. Raghunandan Kumar Singh, learned counsel for the petitioner, Mr. Sarfaraz Ahmad, learned counsel for the Informant as well as Mr. Ram Bilash Roy Raman, learned Additional Public Prosecutor for the State.

2. Petitioner seeks bail who is in custody since 27.07.2025 in connection with S.Tr. Case No. 323 of 2025 arising out of Dinara P.S. Case No. 167 of 2025, F.I.R. dated 21.04.2025 for the offences punishable under Sections 319(2), 103(1), 3(5) of the Bharatiya Nyay Sanhita, 2023 and Section 27 of Arms Act.

3. Allegation is that the informant's brother was killed by the petitioners along with other co-accused persons by inflicting bullet injury in his stomach.

4. Learned counsel for the petitioner submits that



petitioner is innocent and he has falsely been implicated in the present case. It appears from the FIR that informant is not the eye witness and even no one had seen the alleged occurrence and his name has been transpired merely on the basis of suspicion and except suspicion, no other cogent material has come during investigation which suggest the involvement of the petitioner in the present occurrence. He further submits that the police after investigation submitted the charge sheet against the petitioner and the petitioner is in custody since 27.07.2025.

5. The learned Additional Public Prosecutor as well as learned counsel for the Informant have vehemently opposed the prayer for bail of the petitioner and submits that due to previous dispute between the petitioner and the deceased, it is expected that the petitioner has killed the deceased but fairly submits that no one had seen the alleged occurrence and apart from that the petitioner carries seven criminal antecedents other than the present one.

6. Considering the aforesaid facts and circumstances, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned 1<sup>st</sup> Additional Sessions Judge, Bikramganj, Rohtas in connection



with Dinara P.S. Case No. 167 of 2025, subject to the following conditions:-

i. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

ii. 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.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

**(Rajesh Kumar Verma, J)**

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