

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86171 of 2025

Arising Out of PS. Case No.-33 Year-2025 Thana- MUZAFFARPUR SADAR District-
Muzaffarpur

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Md. Wasim @ Khan Son of Md. Usman R/o Village - Salempur, PS -
Ahiyapur, District - Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Yugal Kishore

For the Opposite Party/s : Mr.Raj Kishor Singh

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 06-02-2026 Heard the parties.

2. The accused/petitioner seeks bail in connection with

Muzaffarpur Sadar P.S. Case No. 33 of 2025 registered for the

offences under Sections 310(3), 317(5) of the BNS and Section

27 of the Arms Act.

3. The accused/petitioner is not named in the FIR and is

in custody since 28.02.2025.

4. As per FIR, some unknown miscreants looted cash

and office articles etc. from the office of brother of the informant,

who was shot dead by miscreants during the occurrence.

5. It is submitted by learned counsel appearing on behalf

of the petitioner that name of petitioner transpired through

confessional statement of apprehended co-accused persons. It is

submitted that in furtherance of confessional statement, nothing



incriminating surfaced/recovered during investigation which may suggest the involvement of petitioner with the present crime in question. It is pointed out by learned counsel that similarly situated co-accused namely, Mohit @ Jai Prakash Kumar has already been granted bail by one of the learned coordinate Bench of this Court through Cr. Misc. No. 35226 of 2025 dated 04.09.2025. It is submitted that petitioner was not put on TIP as yet and, moreover, investigation of this case is already completed, and as such there is no chance of tampering with the evidence. Petitioner found involved in one more case, where he is on bail.

6. Learned A.P.P. opposed the prayer for bail.

7. In view of aforesaid factual submission and by taking note of the fact as except suspicion arising out of confessional statement of apprehended co-accused persons, *prima facie* nothing appears incriminating during investigation against the petitioner as to connect him *prima facie* with the present occurrence of dacoity and murder, coupled with the fact that petitioner remains in custody since 28.02.2025, where investigation of this case is already completed, accordingly, above-named petitioner is directed to be released on bail, furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of the like amount each to the satisfaction of learned



District & Additional Sessions Judge 5th, Muzaffarpur /concerned
court, in connection with Muzaffarpur Sadar P.S. Case No. 33 of
2025, subject to the condition as laid down under Section 437(3)
Cr.P.C/Section 480(3) of the B.N.S.S.

(Chandra Shekhar Jha, J.)

S.Tripathi/-

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