

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1820 of 2026

Arising Out of PS. Case No.-75 Year-2024 Thana- MASAUDHI District- Patna

Kamlesh Kumar @ Kamlesh Prasad Son of Shyamnandan Yadav R/o Village
- Rewan, P.S. -Masaurhi, Dist. - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ramji Kumar, Advocate

For the Opposite Party/s : Ms. Pushpa Sinha, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 09-04-2026 Heard Mr. Ramji Kumar, learned counsel for the

petitioner as well as Ms. Pushpa Sinha, learned Additional

Public Prosecutor for the State.

2. Petitioner seeks bail who is in custody since
02.06.2025 in connection with Masaurhi P.S. Case No. 75 of
2024, F.I.R. dated 29.01.2024 for the offences punishable under
Sections 363, 365, 302, 201, 120(B) and 34 of Indian Penal
Code.

3. According to prosecution case, it is alleged that the
petitioner along with other accused persons committed murder
of informant's son over money dispute.

4. Learned counsel for the petitioner submits that
petitioner has clean antecedent and he has falsely been
implicated in the present case. Petitioner is not named in the FIR



and his name transpired during investigation on the basis of confessional statement of co-accused, namely, Pintu Kumar and Amlesh Kumar and thereafter, the petitioner has confessed his guilt in the present occurrence and except the disclosure made by co-accused persons, no other cogent material has come during investigation which suggest the involvement of the petitioner in the present occurrence and similarly situated co-accused person, namely, Pintu Kumar has been granted the privilege of bail by co-ordinate Bench of this Court vide order dated 12.06.2024 in Cr. Misc. No. 26447 of 2024. He further submits that the police after investigation submitted the charge sheet against the petitioner and the petitioner is in custody since 02.06.2025.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts and circumstances, petitioner has clean antecedent and similarly situated co-accused person has been granted the privilege of bail by co-ordinate Bench of this Court, 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 A.D.J 1st Masaurhi in connection with Masaurhi P.S.



Case No. 75 of 2024, 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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