

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.6584 of 2018**

Arising Out of PS. Case No.-233 Year-2017 Thana- BAKHRI District- Begusarai

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Pappu Poddar S/o Yogenda Poddar, R/o Village- Kama Asthan, Bakhari, Ward  
No.17, P.S.- Bakhari, District- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Sandip Kumar Gautam

For the Opposite Party/s : Mr. SMT PUSHPA SINHA

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**CORAM: HONOURABLE MR. JUSTICE S. KUMAR**

ORAL ORDER

3      27-02-2018              Heard learned counsel for the petitioner and the State.

This is an application for regular bail in connection with  
Bakhari P. S. Case No. 233 of 2017 registered for the offences  
punishable under Section 302 r/w 34 of the Indian Penal Code.

Allegation against petitioner is that he along with other  
accused persons arrived over the land of informant and forcibly  
unloaded soil by tractor. On protest made by father of  
informant, he was assaulted, as a result of which he fell down  
on the ground. Thereafter, he was brought to Primary Health  
Centre Bakhari but he was declared dead by doctor.

It has been submitted on behalf of the petitioner that he  
has been implicated in this case on the basis of false allegation.  
Informant is not the eye witness to the occurrence. There is  
general and omnibus allegation against all the accused persons.



There is nothing specific against petitioner. There was land dispute between the parties prior to the occurrence. Petitioner has no criminal antecedent. He is in judicial custody since 28.11.2017.

Considering the facts and circumstances of the case, let above named petitioner be enlarged on bail on furnishing bail bond of Rs.10,000/- (Ten thousand only) with two sureties of the like amount each to the satisfaction of learned ACJM-V, Begusarai, in connection with Bakhari P. S. Case no. 233 of 2017.

**(S. Kumar, J)**

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