

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27693 of 2020

Arising Out of PS. Case No.-67 Year-2019 Thana- TURKAULIYA District- East Champaran

Chandan Ram Son of Bharat Ram Resident of Village - Raghunathpur, Police
Station - Raghunathpur (O.P.), District - East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar No 7, Adv.

For the Opposite Party/s : A.P.P.

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 01-12-2020 Heard learned counsel for the petitioner and learned
APP for the State through video conferencing.

The instant application for regular bail has been
filed by the petitioner in connection with Turkaulia
(Raghunathpur O.P.) P.S. Case No.67 of 2019 registered under
sections 302, 394 and 34 of the Indian Penal Code.

As per allegation in the FIR, it is stated by the
informant that while his brother who was working as a Manager
in a Finance Company was returning after collecting certain
amounts, the informant received information that unknown
accused persons had shot at him as a result of which he died.

It is submitted by learned counsel for the petitioner



that the F.I.R. was registered against unknown. The name of the petitioner transpired in course of investigation when he was firstly named by the local spy of the police. On a raid being conducted he was found absconding. It is further submitted that subsequently he was apprehended from his home from which allegedly illegal arms was recovered for which a separate F.I.R. was registered. It is submitted that in the said F.I.R. registered under the Arms Act, the petitioner has been enlarged on bail. With respect to the instant case it is submitted that a confessional statement has been recorded by the police which is also exculpatory in nature and as per which it was Sandeep Kumar who had fired on the brother of the informant. It is submitted that the petitioner is in custody since 28.3.2019.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the submissions made on behalf of the petitioner together with the petitioner being in custody since 28.3.2019, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to be enlarged on bail in connection with Turkaulia (Raghunathpur O.P.) P.S. Case No.67 of 2019 on his furnishing bail bond of Rs.10,000/ (Rupees Ten Thousand)



with two sureties of the like amount each to the satisfaction of
the learned Chief Judicial Magistrate, Motihari, East
Champaran.

(Partha Sarthy, J)

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