

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12551 of 2021

Arising Out of PS. Case No.-149 Year-2020 Thana- NOWKOTHI GARHPURA District-
Begusarai

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BHOLA KUMAR @ SUNNY KUMAR @ SUNNI KUMAR S/O SANJAY
SINGH @ SANJAY KUMAR SINGH R/O VILLAGE-VRINDAWAN,
WARD NO. 01, P.S.- NAWKOTHI, 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, Adv.

For the Opposite Party/s : Mr.Shailendra Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

4 24-08-2021 Heard learned counsel for the parties through video
conferencing.

The petitioner has preferred this application for grant
of regular bail in a case registered under section 363 of the
Indian Penal Code to which sections 302, 201, 120B and 34 of
the Indian Penal Code were added subsequently.

As per allegations in the F.I.R., it is stated by the
informant that his son who was sleeping near the well went
missing and his mobile number was also found to be switched
off.

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 it was
stated that some days ago, a dispute had taken place between the



petitioner and the deceased. It is submitted by learned counsel for the petitioner that the only material that has come in course of investigation is that in the last conversation the deceased had on telephone talked with the petitioner and one Raushan Kumar and further the confessional statement of the petitioner and Raushan Kumar made before police, which is inadmissible. There was a delay in lodging of the F.I.R. There is no eye witness to the occurrence. The petitioner is in custody since 13.10.2020 and has no criminal antecedent. Investigation in the case has concluded.

Heard learned A.P.P. for the State.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case including the petitioner having remained in custody for over 10 months, the Court directs the petitioner to be enlarged on bail in connection with Nawkothe P.S. Case no.149 of 2020 on furnishing bail bond of Rs.10,000/ (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate 1st Class, Begusarai.

(Partha Sarthy, J)

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