

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11691 of 2021**

Arising Out of PS. Case No.-158 Year-2020 Thana- ITARHI District- Buxar

OM PRAKASH SINGH @ BHUWAR YADAV S/o Laxman Singh R/o
village- Krishnapuri Chousa (South Part), P.S.- Buxar (Muffasil), District-
Buxar

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Navin Kumar Jha, Adv. Mr.Bachan Jee Ojha, Adv. Mrs.Daizy Kumari, Adv.
For the Opposite Party/s	:	Mr.Mukeshwar Dayal, APP

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER**

3 14-09-2021 Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual court proceeding.

The petitioner seeks bail in connection with Itarhi P.S.
Case No.158 of 2020, registered for the offence punishable
under Sections 302, 201/34 of the Indian Penal Code and
section 27 of the Arms Act.

The prosecution case in short is that husband of the
informant was driver of a Pick up van and went to Daltenganj
from Varanasi and thereafter he was coming to Balia loaded
with vegetable but he never reached Balia and his mobile was
switched off. Information got information that dead body of her
husband is found in the Pick-up van near Kukudha village.



It is submitted by learned counsel for the petitioner that petitioner is quite innocent and has not committed any offence as alleged in the FIR. The petitioner is not named in the FIR rather his name transpired in this case on the basis of spy information on suspicion and the police after arrest took confessional statement forcibly. No incriminating article has been recovered from the conscious physical possession of the petitioner. The petitioner has no criminal antecedent and has been languishing in custody since 03.12.2020.

Learned APP for the State opposed the prayer for bail.

Considering the facts and circumstances of this case, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M-IV, Buxar, in connection with Itarhi P.S. Case No.158 of 2020.

(Anjani Kumar Sharan, J)

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