

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34141 of 2021

Arising Out of PS. Case No.-30 Year-2020 Thana- BELHAR District- Banka

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DINESH MURMU Son of Chunku Murmu Resident of Village - Khairikhad,
P.S.- Belhar, Distt.- Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Subhash Kumar Jha, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 13-12-2021 Heard the learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Belhar P.S. Case No. 30 of 2020 (Special Ex/Reg. No. 45/2020)
for the offence registered under Sections 147, 148, 149, 341,
323, 333, 334, 337, 353, 307 and 427 of the Indian Penal Code
and Sections 30(a) (g) of the Bihar Excise Prohibition Act,
2016.

The accused persons are alleged to have engaged in
stone pelting after the police had recovered illicit liquor from
the backyard of house of one Vinay Lal Murmu and it is also
alleged that the petitioner was one of the persons who was
pelting bricks and stones on the police.

The learned counsel for the petitioner has submitted



that the petitioner is innocent, has been falsely implicated in the present case, is having a clean antecedent and he is languishing in custody since 19.02.2021. The learned counsel for the petitioner has further submitted that the name of the petitioner has transpired in the present case belatedly after submission of supervision note by the police. It is next submitted that the petitioner has already been sufficiently punished on account of his incarceration.

Per contra, Shri Ashok Kumar, learned APP for the State has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner and taking into account the materials on record as also considering the fact that the the petitioner is languishing in custody since 19.02.2021 and moreover his name has transpired belatedly in the present case, I deem it fit and proper to direct for release of the petitioner herein on regular bail.

Accordingly, the petitioner, above named, is directed to 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 learned Additional Sessions Judge-II, Banka in



connection with Belhar P.S. Case No. 30 of 2020 (Spl. Ex/Reg.
No. 45/2020).

(Mohit Kumar Shah, J)

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