

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.580 of 2021

Arising Out of PS. Case No.-429 Year-2019 Thana- MUFFASIL District- West Champaran

DAMODAR SINGH S/o Sri Bhagat Singh R/o Village- Fulwari, P.S.- Bettiah
Muffasil, District- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma, Adv.

For the Opposite Party/s : Mrs. Shaheen Begum, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 23-03-2021 Heard learned counsel for the petitioner, informant
and learned APP for the State.

Petitioner seeks bail in a case registered for the
offence punishable under Section 302 of the Indian Penal Code.

Allegation against the petitioner is that he throttled
neck of the informant's mother with intention to kill. It is
alleged that while the informant was taking his mother to
hospital with the help of villagers for treatment, she took her last
breath on way to hospital.

Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. He submits that autopsy was conducted on her body and
surgeon has not found any ligature mark or external injuries on
the part of her body. He submits that charge-sheet has been



submitted for the offence under Section 304 IPC, whereas this is not a case of murder. He further submits that petitioner bears no criminal antecedent as stated in para-3 of the bail application and he is languishing in judicial custody since 17.03.2020.

Considering the facts and circumstances of the case, let the petitioner, above named, be released on bail **after framing of charge** on furnishing bail bond of Rs.20,000/- (rupees twenty thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending in connection with Bettiah Muffasil P.S. Case No. 429 of 2019.

(Anjani Kumar Sharan, J)

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