

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3623 of 2021

Arising Out of PS. Case No.-182 Year-2020 Thana- CHANPATIA District- West Champaran

KEDAR SAH Son of Sri Dhrup Sah Resident of Village- Puraina Gosai Tola,
P.S.- Chanpatia, Distt- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Shyam Kishore Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 13-04-2021 Heard learned counsel for the petitioner and learned
APP for the State through virtual Court proceedings.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 302/201/34 of the Indian
Penal Code.

The allegation against the petitioner is that he in
association of other co-accused has killed the brother of the
informant and threw the dead body in the water.

It is submitted by learned counsel for the petitioner
that no such occurrence as alleged ever took place. He is quite
innocent and has been falsely implicated in this case. No motive
for commission of the alleged offence has been assigned in the
FIR. There is no eye witness of the alleged occurrence. The
allegation levelled against the petitioner is not specific rather



general and omnibus in nature. There is inordinate delay of two days in lodging the FIR without assigning any plausible and cogent reason for the same. None of the witness has supported the prosecution case. The petitioner has no criminal antecedent and has been languishing in custody since 03.05.2020.

Learned APP for the State opposed the bail petition.

Considering the facts aforesaid, 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 Court below where the case is pending in connection with Chanpatia P.S. Case No.182 of 2020.

(Anjani Kumar Sharan, J)

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