

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4882 of 2022

Arising Out of PS. Case No.-22 Year-2021 Thana- DHIBRA District- Aurangabad

Ajay Bhuiyan S/O Ram Nandan Bhiuyan R/o village- Balahabar, P.S.-
Mandanpur, District- Aurangabad Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mukul Kumari, Advocate

For the Opposite Party/s : Mr. Binod Kumar, App

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA

ORAL ORDER

2 07-06-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Dhibra P.S. Case No. 22 of 2021 instituted for the offences under
Sections 302, 201 and 34 of the Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is in custody since 01.10.2021, is a person with clean
antecedent and charge-sheet has been submitted in the case.

Learned counsel for the petitioner submits that
informant has alleged that his father, namely, Ramswaroop
Bhuiyan (deceased) went for grazing goats on 20.08.2021 in the
jungle of Goriya. As it started getting night, Birju Bhuiyan, Manoj
Bhuiyan, Devrani Devi and one or two others went towards the
jungle with *tangi*. The father of the informant did not return on
that day and in the next morning, he found that dead body of his
father was lying in the jungle after being killed and the neck of the
deceased was cut in half. It is believed firmly that the said people
have murdered the father of the informant as these people had



enmity with the family of the informant.

Learned counsel for the petitioner submits that the petitioner is not named in the F.I.R. and during the course of investigation, the name of the petitioner transpired merely on suspicion and he was apprehended accused in this case. It is further submitted that no incriminating articles have been recovered from the physical possession or house of the petitioner. Till date, no Test Identification Parade (T.I.P) has been held in this case.

Learned A.P.P. for the State vehemently opposes the prayer for regular bail of the petitioner.

Considering the fact that the petitioner is in custody since 01.10.2021, charge-sheet has been submitted in the case and the petitioner is a person with clean antecedent, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-II, Aurangabad in connection with Dhibra P.S. Case No. 22 of 2021.

(Khatim Reza, J)

Gaurav Kumar/-

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