

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18680 of 2022

Arising Out of PS. Case No.-647 Year-2021 Thana- KATIHAR NAGAR District- Katihar

Prakash Sahani Son Of Yogi Sahni R/O Mohalla- Hawai Adda, P.S.- Katihar
Sahayak, District- Katihar

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bhola Prasad
For the Opposite Party/s : Mr.Dinesh Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 24-11-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case registered for the offences punishable under Sections 307, 302, 120(B)/34 of the Indian Penal Code and Section 27 of the Arms Act.

As per allegation in F.I.R, all the co-accused persons including the petitioner with a conspiracy killed the husband of informant by shot fire.

It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in the present case. It is further submitted that only on the basis of suspicion, name of petitioner sprang up in this case.



It is further submitted that there is no specific allegation of firing against the petitioner. It is mentioned that during the course of investigation, the witnesses have not whispered against the petitioner for his complicity in alleged occurrence of murder of the informant's husband. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In the facts and circumstance of the case, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Katihar in connection with Katihar (Sahayak) P.S. Case No. 647 of 2021, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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