

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20296 of 2022

Arising Out of PS. Case No.-39 Year-2018 Thana- SASARAM MUFFSIL District- Rohtas

PRITHVI CHAND SINGH @ PRITHVI CHANDRA SINGH SON OF LATE
RAJDEO SINGH R/O VILLAGE- DHANPURWA, P.S.- SASARAM (M),
DISTRICT- ROHTAS

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajani Kant Singh
For the Opposite Party/s : Mr.Uday Chand Prasad

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 19-07-2022 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the Stamp Reporter within one

month.

Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for the
offence punishable under Section 304/34 of the Indian Penal Code.

As per allegation, the deceased entered into the house of
the petitioner for committing offence of theft but he was caught hold
in the petitioner's house and petitioner raised hulla then villagers
gathered and started assaulting the deceased and the informant who is
police chaukidar arrived at the place of the occurrence after getting
information of the incident who admitted the injured to the hospital
and later on injured died during course of treatment.

The main submissions advanced by the learned counsel



for the petitioner are that against petitioner, there is no specific allegation and in the FIR only suspicion was raised by the informant and the informant has not claimed to be an eye-witness of the alleged occurrence. Further submission is that petitioner has been languishing in jail since 30.1.2022 having clean antecedent.

Learned APP has opposed the prayer for bail.

Heard both sides and perused the FIR. As per allegation deceased entered into the petitioner's house with an intention to commit theft but in the meantime, he was caught and assaulted by villagers and later on he died during course of treatment. Any specific role of the petitioner in the commission of the offence has not been mentioned in the FIR. Considering this, petitioner deserves privilege of bail. Let the petitioner 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 the Chief Judicial Magistrate, Rohtas at Sasaram in Sasaram (M) P.S Case No. 39 of 2018.

(Shailendra Singh, J)

s.hassan/-

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