

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21801 of 2022
Arising Out of PS. Case No.-139 Year-2020 Thana- DARIYAPUR
District- Saran

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1. Ranju Devi Wife Of Dharmendra Singh Resident Of Village - Darihara Bhual, P.S.- Dariyapur, District - Saran
 2. Abhay Kumar Singh Son Of Kedar Singh Resident Of Village - Darihara Bhual, P.S.- Dariyapur, District - Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr.Sanjay Kumar Singh
For the Opposite Party/s	Mr.Nirmal Kumar Sinha
For the State :	Ms. Sharda Kumari
For the Informant :	Mr. Sumit Kumar

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CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 04-08-2022 Learned counsel for the petitioners is permitted to remove defect (s), as pointed out by the office, if any, within a period of four weeks on resumption of physical mode.

Heard learned counsel for the petitioners, learned counsel for the informant and learned APP for the State.

The petitioners have preferred this application for grant of regular bail in a case registered u/s 302 read with 34 of the Indian Penal Code and Section 27 of the Arms Act.

As per the prosecution case, the petitioners and co-accused persons caught hold of the son of the informant and on the order of the co-accused Dharmendra Singh, Aditya Kumar shot the



son of the informant dead.

Learned counsel for the petitioners has submitted that the petitioners are innocent and have falsely been implicated in this case on mere suspicion. The petitioner No.1 has clean antecedent and the petitioner No.2 is accused in one more case as stated at para 3 of the bail petition. There is general and omnibus allegation against the petitioners. The petitioners are in custody since 28.02.2022. The co-accused Dharmendra Singh has already been granted regular bail by a Co-ordinate Bench vide order dated 19.07.2021 in Cr. Misc. No. 685 of 2021 and two other co-accused persons have been granted anticipatory Bail by a Co-ordinate bench vide orders dated 09.08.2021 passed in Cr. Misc. No. 5967 of 2021 and Cr. Misc. No. 7410 of 2021.

Learned A.P.P. for the State as well as learned counsel for the informant Adv. Sumit Kumar have vehemently opposed the bail petition of the petitioners.

Considering the aforesaid facts and circumstances, the petitioners above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class, Saran at Chapra, in connection with Dariyapur P.S. Case No. 139 of 2020.

The application stands allowed.

(Chandra Prakash Singh, J)

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