

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25683 of 2022

Arising Out of PS. Case No.-113 Year-2008 Thana- SINGHWARA District- Darbhanga

DILIP KAHAR S/o Late Chalitar Kahar Resident of Village- Singhwara, P.S.-
Singhwara, Dist- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Sameer Ranjan Baidya Nath Prasad
For the Opposite Party/s :		Mr.Nirmala Kumari

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 30-08-2022 Learned counsel for the petitioner 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 petitioner and learned
APP for the State.

The petitioner has preferred this application for grant
of regular bail in a case registered under sections 302 read with
34 of the Indian Penal Code.

As per the prosecution case, one Satrugan Bhagat
came to the house of Sitaram Jha @ Ravindra Nath Jha
(Registrar Sahab) to give milk but he saw blood stains on his
door and on calls nobody responded. On information, the
informant along with others went there and entered the house



and saw that Sitaram Jha and his wife Kalpna Jha were dead. Accordingly the F.I.R was lodged against the unknown miscreants.

Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case on mere suspicion. Nothing has been recovered from the conscious possession of the petitioner. The name of the petitioner has sprung up in the confessional statement of co-accused Sambhu Kahar and Kharha Sahni. The petitioner is not named in the F.I.R . The other co-accused person has already been granted bail *vide* order dated 09.07.2010 passed in Criminal Misc. No. 22674 of 2010 by the Co-ordinate Bench. The petitioner has clean antecedent as stated at para 3 of the bail petition. The petitioner is in custody since 23.02.2022.

Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner by submitting that the case is of the year 2008.

Considering the aforesaid facts and circumstances of the case, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge 7th Darbhanga,



in connection with Singhwara P.S. Case No. 113 of 2008, with a
condition :-

1. The petitioner is directed to remain physically
present before the learned Court below on each and every date,
failing which on two consecutive dates without reasonable
cause, the bail bond of the petitioner is liable to be cancelled.

The application stands allowed.

(Chandra Prakash Singh, J)

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