

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28724 of 2022

Arising Out of PS. Case No.-83 Year-2022 Thana- PIPRAKOTHI District- East Champaran

DEEPAK PANDEY SON OF DHARAMNATH PANDEY @ BHOLI
PANDEY R/O VILLAGE- TALIMPUR, P.S.- MADHUBAN, DISTRICT-
EAST CHAMPARAN

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.S.K. Lal, Adv.
Mr.Ajay Kumar Singh, Adv.
For the Opposite Party/s : Mr.H.A. Khan, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 20-10-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection with
Pipra Kothi P.S. Case No.83/2022, registered for the offence
punishable u/s 302, 201, 120-B, 34 of the IPC.

Allegedly, all the F.I.R. named accused persons under a
conspiracy have committed murder of informant's brother
Mumtaz Alam and his friend Mithun Kumar Malo and threw
their dead body near Mohanapul, Pipra Kothi.

It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has committed no offence. He
has been falsely implicated in this case due to dirty village
politics. No such occurrence, in the manner as alleged, has ever



taken place. There is no specific overt act against the petitioner rather the allegation is general and omnibus in nature. There is no eye-witness to the alleged occurrence and only on suspicion, petitioner has been made accused in this case. Petitioner has no criminal antecedent.

Learned APP for the State opposed the prayer for anticipatory bail and submits that on the confessional statement of the co-accused petitioner has been made accused in this case and he is one of the assailant in the alleged offence.

Having regard to the facts and circumstances of the case, considering the nature of allegation, I am not inclined to enlarge the petitioners on bail. The prayer for grant of anticipatory bail on their behalf is hereby rejected.

This application is accordingly dismissed.

(Anjani Kumar Sharan, J)

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