

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39391 of 2021

Arising Out of PS. Case No.-131 Year-2021 Thana- BEGUSARAI TOWN District- Begusarai

RAJEEV KUMAR S/O MR. ARJUN CHOUDHARY R/O MOHALLA-
SARVODAYNAGAR, P.S-NAGAR, DISTRICT-BEGUSARAI.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Thakur, Adv.

Mr. Vaishnavi Singh, Adv.

For the Opposite Party/s : Mr. Nirmal Kumar Sinha, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 22-01-2022 Heard Mr. Ajay Kumar Thakur, learned counsel for

the petitioner and Mr. Nirmal Kumar Sinha, Additional Public

Prosecutor for the State through video conferencing.

Petitioner seeks regular bail in connection with
Begusarai Town PS Case No. 131/2021 registered for the
offence punishable under Section 147, 148, 149, 448, 452, 324,
307, 302 of the IPC.

The allegation, in a nutshell, is that on 15.02.2021 at
10:00 PM, ten to fifteen persons came to the house of informant
and inquired about his son Sunny Kumar and took him away
along with them. Later on, the informant came to know that the
accused persons with an intention to kill his son assaulted him
and his son was hospitalized where, during course of treatment,



the son of informant died. It is further alleged that on the instigation of petitioner, the accused persons have assaulted and killed his son and friend of the deceased, namely, Karan Kumar was also assaulted by the accused persons.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in this case without any material and merely on the basis of suspicion that the petitioner has instigated the accused persons to kill the son of the informant. He further submits that the statement of friend of the deceased who received injury was recorded during course of investigation and he did not disclose the name of the petitioner.

Learned counsel next submits that petitioner having no antecedent is in custody since 16.02.2021. Charge-sheet has already been submitted.

Having regards to the submissions made by the parties and taking into consideration the material on record and the fact that petitioner having no antecedent is in custody since 16.02.2021, charge-sheet has already been submitted and there is no direct allegation against the petitioner, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, RAJEEV KUMAR 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 learned Chief Judicial Magistrate, Begusarai in connection with Begusarai Town PS Case No. 131/2021.

(Anil Kumar Sinha, J)

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