

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49286 of 2021

Arising Out of PS. Case No.-834 Year-2020 Thana- BIHAR District- Nalanda

OSAMAN BIN AHMAD Son of Md. Amzad Alam Resident of Mohalla-
Syed Tola Asthawan, P.S. - Ashawan, District - Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shivam
For the Opposite Party/s : Mr.Dr. Ajeet Kumar

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 11-02-2022 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 from today.

Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State as well as learned
counsel for the informant video conferencing.

The petitioner apprehends his arrest in connection
with Bihar P.S. Case No. 834 of 2020 registered for the
offences punishable under Sections 363 of the Indian Penal
Code. Subsequently, Section 302/201/120B/34 of the Indian
Penal Code were also added.

It has been submitted by learned counsel for the
petitioner that there is no evidence against the petitioner and the
material available against him is the confessional statement of
Md. Taufique that he along with the petitioner and others killed



the deceased. He further submits that the petitioner is a student of computer science in Bhopal and has a clean antecedent and, therefore, he may be granted the privilege of anticipatory bail.

Learned counsel for the informant has submitted that the petitioner is said to have killed an innocent person and others have been granted regular bail and this is not a fit case for grant of anticipatory bail.

The petitioner is named by a co-accused in his self inculpatory confessional statement and is one of the participants in killing the deceased.

In view of the law laid down by the Supreme Court in the case of *Jai Prakash Singh Vs. State of Bihar and another [(2012) 4 SCC 379]*, this is not a fit case for grant of anticipatory bail. It is, accordingly, dismissed.

(Sandeep Kumar, J)

Saif/-

U		T	
---	--	---	--

