

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63144 of 2021

Arising Out of PS. Case No.-16 Year-2020 Thana- SAUR BAZAR District- Saharsa

Manish Kumar, Son of Bideshwari Sharma Resident of Village - Pama Tola
Kabaiya, Police Station - Sour Bazar, District - Saharsa.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manoj Kumar Singh, Advocate
For the Opposite Party/s : Mr.Ajit Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 11-04-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Saur Bajar P. S. Case No. 16 of 2020, instituted for the offences under Sections 147, 148, 149, 341, 342, 323, 325, 307, 120(B), 201, 379 of the IPC.

The learned counsel for the petitioner submits that the petitioner is in custody since 24.06.2021, charge-sheet has been submitted in this case and he has clean antecedent.

The learned counsel for the petitioner further submits that the informant alleges that her son Sudhir Kumar(victim) on 06.10.2020 at about 5 am went to his sister's house on his motorcycle but did not return back to his house. It is further alleged that search was made and the informant got information by the villager that nine named accused persons with other co-accused have killed her son by assaulting him with sticks and tied his dead body with picket. It is further alleged that the petitioner along with co-accused surrounded the dead body of



victim and one Niranjan Mehta was trying to conceal the same.

Learned counsel for the petitioner submits that he has been falsely implicated in the present case. He is not named in the FIR and informant has filed a petition dated 20.07.2021 in the lower court below wherein she has specifically stated that petitioner is falsely implicated by the police despite being not named in the FIR.

Learned A.P.P. opposes the bail application.

Considering the fact that the petitioner is in custody since 24.06.2021, charge-sheet has been submitted and petitioner has clean antecedent as well as he is not named in the FIR and arrested only on suspicion on account of a video found by police, the petitioner, above-named, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II, Saharsa in connection with Saur Bajar P.S. Case No.16 of 2020.

The application stands allowed.

(Satyavrat Verma, J)

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