

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64952 of 2021

Arising Out of PS. Case No.-10 Year-2021 Thana- NARKATIYAGANJ RAIL P.S. District-
West Champaran

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Birjesh Sah @ Brijesh Sah Son of Late Dasai Sah Resident of Village-
Kathaiya Bishunpura, Ward No. 07, P.S.- Jagdishpur, District- West
Champaran (Bihar).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ajay Kr Singh No.1

For the Opposite Party/s : Mr.Manoj Kumar

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 24-02-2022 Heard learned counsel for the parties.

The petitioner seeks bail in Narkatiyaganj Rail P.S.
Case No. 10 of 2021, registered for the offence under Section
302, 201, 120(B)/34 of the Indian Penal Code.

As per the prosecution case, co-accused Binod Sah
and other unknown persons committed murder of son of the
informant due to the fact that son of the informant had love
affairs with the daughter of co-accused Binod Sah.

It is submitted that petitioner is not named in the
F.I.R. and his name has transpired during course of investigation
on the basis of confessional statement of co-accused Vishwanath
Sah. During investigation, only material that has come against
this petitioner is that the tower location of his mobile was



found near the place of occurrence. Save and except this, there is no tangible evidence against this petitioner to show his involvement in the alleged occurrence. Petitioner has got clean antecedent and he is in custody since 05.07.2021.

Learned A.P.P. for the State has opposed the bail petition.

Considering the aforesaid facts and circumstances, the bail petition of petitioner is allowed. Let the above named petitioner 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 C.J.M., West Champaran, Bettiah in connection with Narkatiyaganj Rail P.S. Case No. 10 of 2021.

(Prabhat Kumar Singh, J)

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