

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65370 of 2021

Arising Out of PS. Case No.-14 Year-2021 Thana- KHUTAUNA District- Madhubani

Raushan Sharma, Son Of Late Bhogi Lal Sharma Resident Of Village -
Muravpatti Nabtol, P.S.- Khutauna, District - Madhubani.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jitendra Kumar Bharti

For the Opposite Party/s : Mr. Mukesh Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 11-04-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered for the
offences punishable under Sections 302 and 34 of the Indian
Penal Code.

The learned counsel for the petitioner submits that the
petitioner is in custody since 08.06.2021, he is a person with
clean antecedent and charge-sheet has been submitted in this
case.

The learned counsel for the petitioner further submits
that the informant alleges in the F.I.R. that on 03.02.2021 at
about 8.00 P.M., his son Krishna Deo Bhagat was called and he
accompanied the accused Ramudgar Sharma and Ram Kumar
Sharma, but his son did not return and in the next morning, the



dead body of his son was found in a pool of blood having gunshot in his chest and abdomen.

The learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in the present case. He is not named in the F.I.R. His name came in the confessional statement of co-accused Ram Kumar Sharma, who has stated that the petitioner assisted in disposal of the dead body. The learned counsel submits that even presuming what has come in the confessional statement to be true without admitting the same for the purposes of bail, then at best the allegation against the petitioner is of assisting the accused in disposal of the dead body, which is a bailable offence.

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

Considering the fact that the petitioner is in custody, he is a person with clean antecedent, charge-sheet has been submitted in this case and is not named in the F.I.R. and taking into consideration the submissions made by the learned counsel for the petitioner, 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 Court below where the case is pending in connection with Khutauna P. S. Case



No.14 of 2021.

The application stands allowed.

(Satyavrat Verma, J)

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