

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71289 of 2021**

Arising Out of PS. Case No.-63 Year-2021 Thana- KATIHAR MUFFASIL District- Katihar

DIPAN SINGH Son of Kamal Singh Resident of Mohalla- Sirsa Chouk,
Kushwaha Tola, P.S.- Muffasil, District- Katihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Musowir

For the Opposite Party/s : Mr.Pranav Kumar

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

3 18-04-2022 Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in Katihar Muffasil P.S. Case
No. 63 of 2021, registered for the offence punishable under
Sections 302/34 of the Indian Penal Code.

As per the prosecution case, co-accused Saurabh
Thakur called the father of informant at Sirsa Petrol pump and
when his father went there all the FIR named accused persons
including this petitioner and nine to ten unknown persons
brutally assaulted him causing his death. Dead body was also
dashed with the SUV four wheeler.

It is submitted on behalf of the petitioner that
informant is not eye-witness of the occurrence. There is general
and omnibus allegation of assault against all the accused
persons and no specific overt act has been raised against this



petitioner. He is in custody since 30.09.2021. Similarly situated co-accused Kalu Mishra has already been allowed bail by this Court vide order passed in Cr.Misc.No. 5030/2022.

Considering the facts and circumstances of the case, the petitioner above-named, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Katihar in connection with Katihar Muffasil P.S. Case No. 63 of 2021.

(Prabhat Kumar Singh, J)

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