

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1612 of 2022

Arising Out of PS. Case No.-26 Year-2021 Thana- PAWANA District- Bhojpur

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PAPPU YADAV Son of Satyadeo Singh @ Satyadev Singh R/o Village-
Kakan Dihara, P.S.- Pawana, District- Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ghanshyam Tiwary, Advocate

For the Opposite Party/s : Mr.Tarun Prasad Mandal, APP

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

4 27-09-2022 Heard learned counsel appearing on behalf of the

petitioner and learned counsel appearing on behalf of the State.

Let the defect(s), if any, be removed within a period
of four weeks from today.

The petitioner seeks bail in connection with Pawana
P.S. Case No. 26 of 2021 registered for the offence under
Sections 302/34 of the Indian Penal Code.

The accused/petitioner is named in the F.I.R. and is in
custody since 24.08.2021.

The allegation against the petitioner is to commit
murder of the brother of informant along with other co-accused
persons. It is further alleged that there was love affairs between
brother of the informant and daughter of the co-accused,
namely, Satya Dev Singh, which appears to be main reason for



present occurrence.

Learned counsel appearing on behalf of the petitioner submitted that petitioner has falsely been implicated in the present case, where allegation, against this petitioner is very much general and omnibus. It is submitted that informant is not the eyewitness of the occurrence. It is also submitted that mere on suspicion, as brother of the informant was in love affairs with the daughter of the co-accused, namely, Satya Dev Singh, the present false case has been lodged. It is also submitted that petitioner is a man of clean antecedent. While concluding the argument, it is submitted that investigation of this case has been completed, for which, charge-sheet has already been submitted, as such, there is no chance of tampering with the evidence.

Learned APP, while opposing the prayer of bail, fairly conceded the fact that informant is not the eye-witness of the occurrence.

Considering the facts and circumstances as mentioned above, as informant is not the eye-witness of the occurrence, where, allegation is very much general and omnibus against the petitioner, who is a man of clean antecedent coupled with the fact that charge-sheet has already been submitted, let the petitioner, above named, is directed to be released on bail in



connection with Pawana P.S. Case No. 26 of 2021 on furnishing
bail bond of Rs.10,000/- (Rupees Ten Thousand) with two
sureties of the like amount each to the satisfaction of learned
Judicial Magistrate 1st Class, Bhojpur at Ara/concerned court,
subject to the conditions as mentioned under Section 437(3) of
the Cr.P.C.

(Chandra Shekhar Jha, J)

R.S.Sen/-

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