

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6834 of 2023

Arising Out of PS. Case No.-60 Year-2019 Thana- CHANDRAMANDI District- Jamui

Manoj Yadav @ Manoj Kumar Yadav Son Of Late Ganesh Mahato R/O Vill.-
Darhwa, P.S.- Chandramandih, Distt.- Jamui

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prabhat Ranjan Singh

For the Opposite Party/s : Mr.Md. Fahimuddin

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 12-04-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has filed the instant application for grant of regular bail in a case registered for the offences punishable under Sections 302, 201, 120(B)/34 of the Indian Penal Code.

The prosecution case in nutshell is that mother of the informant, namely, Shanti Devi was traceless since 13.06.2019 from her house. The informant searched his mother but she was not traced. It is further alleged that on 17.06.2019, informant got information that dead body of a lady is inside a well and then following this information informant rushed to the said



well and identified the dead body as of his mother and he suspected that some unknown criminals have killed his mother and for hiding the evidence, the dead body has been thrown in the well.

It is submitted by learned counsel for the petitioner that the petitioner is innocent and he has falsely been implicated in the present case. There is no eye witness of the alleged offence. It is further submitted that it is highly improbable to believe that a son will kill his mother. In fact prosecution cannot justify its imaginary accusation as there is no apparent motive or apparent benefit will flow in favor of the petitioner. There is no direct material evidence to show the involvement of petitioner in this alleged offence. It is further submitted that petitioner was informant of this case. Moreover, the petitioner is languishing in judicial custody since 04.11.2022. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.



Learned APP appearing for the State has vehemently opposed the prayer for Bail and submitted that during investigation, it came to light that some landed property was lying in the name of deceased and petitioner was intending to get those land transferred in his favor may have killed the deceased.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case as well as period of custody, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail in connection with Chandramandi P.S. Case No. 60 of 2019 on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Jamui.

(Sunil Kumar Panwar, J)

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