

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11041 of 2023**

Arising Out of PS. Case No.-855 Year-2022 Thana- GAYA MUFASIL District- Gaya

=====

Laddu Kumar @ Navin Kumar Son of Pradeep Kumar @ Pradeep Pan @
Pradeep Kumar Pan Resident of Mohalla- Gandhi Nagar, Manpur, P.S.-
Muffasil, District- Gaya (Bihar)

... .. Petitioner/S

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Sudhir Kumar Sinha, Advocate

For the Opposite Party/s : Mr. Mohammad Sufyan, APP

=====

**CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER**

4 11-07-2023 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 Gaya
Muffasil P.S. Case No. 855 of 2022 registered for the offence
under Section 302, 34 of the Indian Penal Code read with under
Section 27 of Arms Act.

The accused/petitioner is named in the F.I.R. and is in
custody since 26.10.2022.

The allegation against this petitioner is to commit
murder of son of informant alongwith other co-accused persons
by causing bodily injuries using rod, hasuli, butt of pistol etc.



out of previous occurrence, where a fire was developed in the crackers shop of petitioner due to mistake of deceased.

Learned counsel appearing on behalf of the petitioner submitted that as per the narration of F.I.R., informant not appears to be an eye witness of the occurrence and the maximum allegation what appears against this petitioner is that he found on “last occasion” with deceased son of the informant alongwith other named co-accused persons. It is submitted that informant out of suspicion, as petitioner was equipped with hasuli, where last seen with deceased, gathered impression that his son died out of assault caused by this petitioner. It is further submitted that except above suspicion, nothing surfaced incriminating during the course of investigation as to incriminate this petitioner. While concluding the argument, it has been submitted that petitioner is a man of clean antecedent and moreover, investigation of this case is completed, for which charge-sheet has already submitted, as such, there is no chance of tampering with the evidence.

Learned APP opposes the prayer of bail.

Considering the facts and circumstances as mentioned above, and by taking note of the fact as save and except suspicion, nothing appears incriminating as to connect petitioner



with present occurrence of murder, coupled with the fact that charge-sheet has already submitted, where petitioner is in custody since 26.10.2022, accordingly the petitioner, above named, is directed to be released on bail in connection with Gaya Muffasil P.S. Case No. 855 of 2022 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, Gaya/concerned Court, subject to the conditions as mentioned under Section 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

Archana/-

U		T	
---	--	---	--

