

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.9474 of 2023

Arising Out of PS. Case No.-43 Year-2022 Thana- ADHAOURA District- Kaimur (Bhabua)

Om Prakash Singh S/O Shivdat Singh R/V- Keshraura Kala, P.S. - Adhaura,
District- Kaimur At Bhabua

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Tribhuwan Narayan

For the Opposite Party/s : Mr. Rajesh Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR

ORAL ORDER

3 26-06-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is languishing in custody in a

case registered for the offences punishable under

Sections 302, 201/34 of the Indian Penal Code.

It is a case of commission of murder of the

brother of the informant.

It is submitted by learned counsel for the

petitioner that petitioner is innocent and he has falsely

been implicated in this case. The informant is not the

eye witness to the occurrence and only on the basis of

suspicion, the present F.I.R has been lodged. It is

further submitted that co-accused Mahabir Singh has



confessed his guilt. There is no substantial material evidence has come during investigation against the petitioner. The petitioner is languishing in custody since 28.08.2022. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In contra, learned counsel appearing on behalf of the informant and learned A.P.P appearing on behalf of the State have vehemently opposed the prayer for bail of the petitioner.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-III, Bhabua in connection with Adhoura P.S. Case No. 43 of 2022.

(Sunil Kumar Panwar, J)

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