

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9269 of 2023

Arising Out of PS. Case No.-148 Year-2022 Thana- MEHANDIGANJ District- Patna

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ROHIT KUMAR S/O SANJAY PASWAN Resident of Village- Lodi Katra
P.S.- Chowki, P.S.- Khajekalan, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pramod Kumar

For the Opposite Party/s : Mr.Nirmala Kumari

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 03-05-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 302, 201 and 34 of the
Indian Penal Code.

As per prosecution case, one dead body is lying in
Jalkumbhi at Bena Sah ke Bag and his head was covered with
plastic bora. The informant proceed for confirmation and found
a dead body was lying the Jalkumbhi and carried the dead body
for identification and postmortem at N.M.C.H.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner is not named in the FIR. On
the basis of confessional statement of co-accused Pawan Kumar,



the name of the petitioner has come into light, which has got no evidentiary value in the eyes of law. There is no consistent evidence no eye-witness to show that the petitioner has involved in the said crime. He is languishing in judicial custody since 29.09.2022.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate-1st Class, Patnacity, Patna in connection with Mehandiganj P.S. Case No. 148 of 2022.

(Sunil Kumar Panwar, J)

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