

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12069 of 2022

Arising Out of PS. Case No.-282 Year-2019 Thana- BIRAUL District- Darbhanga

Shrawan Chaupal S/O Bhokaran Chaupal Residnece Of Mohalla/ Village-
Hanuman Nagar Tole Ghoghsar, P.S.- Biraul, District- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kedar Jha

For the Opposite Party/s : Mr.A.G.

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 03-01-2023 Heard learned counsel for the petitioner,

informant and learned A.P.P appearing on behalf of the

State.

The petitioner is languishing in custody since
31.08.2020 in a case registered for the offences
punishable under Sections 302, 34 of the Indian Penal
Code.

The prosecution case as per F.I.R is that the
husband of the informant was called through mobile by
the petitioner and one Awdhesh Singh in order to collect
money for certain work performed by her husband.
Thereafter, the husband of the informant went traceless.



The dead body of the husband of the informant was recorded from a ditch filled with water and hyacinth.

It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. There is no direct consistent evidence against the petitioner with respect to commission of murder of the husband of the informant. It is further submitted that version of the prosecution as well as the postmortem report are not in consonance with each other and only on suspicion the petitioner has been roped in the present case. Moreover, the petitioner is in custody since 31.08.2020.

In contra, learned counsel appearing on behalf of the informant as well as learned A.P.P for the State have vehemently opposed the prayer for bail of the petitioner and submitted that petitioner is involved in the commission of murder of the husband of the informant.

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 2nd Additional
Sessions Judge, Benipur, Darbhanga in connection with
Biraul P.S. Case No. 282 of 2019, arising out of
Sessions Trial No. 142 of 2021.

(Sunil Kumar Panwar, J)

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