

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17379 of 2023

Arising Out of PS. Case No.-90 Year-2021 Thana- SAHIYARA District- Sitamarhi

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Santosh Sah S/O Ram Bali Sah Resident Of Village- Maudah, P.S.- Sahiyara,
District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Birendra Kumar
For the Opposite Party/s : Mr.Ram Sevak Choudhary

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 16-05-2023 Heard learned counsel for the petitioner and

learned A.P.P appearing on behalf of the State.

The petitioner is languishing in custody in a

case registered for the offences punishable under

Sections 341, 323, 324, 307, 34 of the Indian Penal

Code and later on Section 302 I.P.C was added.

As per prosecution case, information was

received about group of persons having beaten up a

thief who was caught. On reaching the place of

occurrence, the injured thief who was in an unconscious



state was taken to the hospital for treatment who subsequently died. It is alleged that petitioner and other accused persons were involved in beating up of the thief.

It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. There is general and omnibus allegation against the petitioner. Other similarly situated co-accused has been granted bail by a coordinate Bench of this Court vide order dated 15.04.2022 passed in Cr. Misc. No. 64310 of 2021. The petitioner is languishing in custody since 25.01.2023. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

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 Judicial Magistrate, 1st Class, Sitamarhi in connection with Sahiyara P.S. Case



No. 90 of 2021.

(Sunil Kumar Panwar, J)

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