

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23006 of 2023

Arising Out of PS. Case No.-361 Year-2022 Thana- CHANDI District- Nalanda

Bhajju Gope @ Ram Bhajju Yadav @ Ram Bhajju Gope Son Of Late Ram
Lagan Prasad @ Ram Lagan Gope R/V- Beldhana P.S- Chandi, Dist- Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs.Vaishnavi Singh

For the Opposite Party/s : Mr.Raj Kishor Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 26-07-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 147, 148, 149, 341, 307, 302 and 504 of the Indian Penal Code and Section 27 of Arms Act.

Allegation against the petitioner along with other co-accused persons is that they committed murder of the informant's father and also assaulted other family members of the informant. It is further alleged that the reason behind this offence is said to be irrigation dispute.

Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case due to irrigation dispute



between both the parties. It is further submitted that no any specific overt act of assault rather general and omnibus allegation has been attributed against the petitioner. It is also submitted that postmortem report shows that the death of the deceased was caused by hard and blunt substance which is not corroborated with the prosecution version. Moreover, he is languishing in judicial custody since 04.09.2022.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Chandi P.S. Case No. 361 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Hilsa (Nalanda).

(Sunil Kumar Panwar, J)

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