

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19503 of 2023

Arising Out of PS. Case No.-286 Year-2021 Thana- BAHERA District- Darbhanga

SUDHIR JHA @ SUDHIR KUMAR JHA SON OF LATE BRIJ NANDAN
JHA RESIDENT OF VILLAGE - MOHAN BAHERA, P.S. - BAHERA,
DISTT. - DARBHANGA Petitioner/s

Versus

THE STATE OF BIHAR Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Madhusudan Kumar
For the Opposite Party/s : Mr.Navin Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 12-07-2023 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

The petitioner has prayed for bail in a case registered
for the offence punishable under sections 147, 148, 149, 341,
323, 324, 307, 302 and 506 of the Indian Penal Code.

As per allegation in the FIR, eight accused persons
including the petitioner came to the informant and on order of
Maharudra Jha, all the accused persons assaulted to informant's
father on his head by khanti resulting into his spot death. They
have also assaulted to Krishna Kant Jha, Ram Shankar Jha, Ajit
Kumar and Raman Kumar Jha as a result of which they have
sustained injury and they have gone to P.H.C. Bahera and then
were referred to DMCH, Darbhanga.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. Specific



allegation of order giving and assaulting to informant's father by means of khanti is against co-accused Maharudra Jha. General and omnibus allegation is levelled against this petitioner. Similarly situated other accused person has already been enlarged on bail by another coordinate Bench of this Court vide order dated 08.12.2022 passed in Cr. Misc. No. 44470 of 2022. Petitioner has got no criminal antecedent and he is languishing in judicial custody since 27.01.2022

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

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 1st Additional Sessions Judge, Benipur, Darbhanga in connection with Bahera P.S. Case No. 286 of 2021.

(Sunil Kumar Panwar, J)

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