

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22625 of 2023

Arising Out of PS. Case No.-176 Year-2022 Thana- RASULPUR District- Saran

Sanu Ram @ Sonu Ram Son Of Nanhe Ram R/O Village- Padarawna, P.S.-
Barhariya, District- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Harendra Prasad, Advocate

For the Opposite Party/s : Mr. Pushpa Sinha.1, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

5 24-07-2023 Heard learned counsel appearing on behalf of the
petitioner and learned counsel appearing on behalf of the State.

2. Let the defect(s), if any, be removed within a period
of four weeks from today.

3. The petitioner seeks bail in connection with
Rasulpur P.S. Case No. 176 of 2022 registered for the offence
under Sections 302/34 of the Indian Penal Code.

4. The accused/petitioner is named in the F.I.R. and is
in custody since 04.10.2022.

5. The allegation against the petitioner is to commit
murder of father of informant alongwith other co-accused
persons by inflicting knife injuries, where occurrence arises out
of previous enmities.

6. Learned counsel appearing on behalf of the



petitioner submitted that petitioner is the relative of the deceased, where occurrence arises out of family dispute due to previous enmities. It is submitted that entire implication is based upon suspicion for the reason as stated through F.I.R. itself, where informant is not the eye witness of the occurrence. It is submitted that nothing incriminating surfaced during the course of investigation out of suspicion as raised through F.I.R to connect petitioner, *prima facie*, with present occurrence of murder. While concluding the argument, it has been submitted that petitioner is a man of clean antecedent and moreover, investigation of this case has been completed, for which, charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

7. Learned APP opposes the prayer of bail.

8. Considering the facts and circumstances as mentioned above and by taking note of the fact as save and except suspicion nothing appears incriminating against this petitioner during the course of investigation as to connect him, *prima facie*, with present occurrence of murder coupled with the fact that charge-sheet has already submitted, where petitioner is in custody since 04.10.2022, accordingly, above named petitioner is directed to be released on bail in connection with



Rasulpur P.S. Case No. 176 of 2022 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand only) with two sureties of the like amount each to the satisfaction of learned jUdicial Magistrate 1st Class, Saran at Chapra/concerned court, subject to the conditions as mentioned under Section 437 (3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

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