

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22795 of 2023

Arising Out of PS. Case No.-57 Year-2021 Thana- KURSAILA District- Katihar

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VIBHASH KUMAR S/O SHEKHAR MANDAL R/O Village- Muradpur
Majoliya, P.S- Kursela, Distt.- Katihar.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rajendra Prasad Sah

For the Opposite Party/s : Mr.Anil Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 17-05-2023 Heard the learned counsel for the petitioner and

learned APP for the State.

Let the defect(s), if any, be removed within a

period of four weeks from today.

The petitioner seeks bail in connection with

Kursela P.S. Case No. 57 of 2021 registered for the offence

under Sections 302/ 34 of the Indian Penal Code.

As per the prosecution case, the sister of the

deceased Akhilish Kumar states that on 18.04.2021, co-accused

Chhotu Kumar and the petitioner called out her brother and it is

alleged that due to old enmity her brother was killed and his

dead body was thrown near H.P. Petrol Pump, Dumar. It is

alleged that incident was reported by one labour Santosh Kumar

working at the said Petrol Pump. She reached at the place of



occurrence and saw the dead body of her brother lying there.

Learned counsel for the petitioner submits that the petitioner is in custody since 25.01.2023 and the petitioner has no criminal antecedent and the petitioner is quite innocent.

Learned A.P.P. has vehemently opposed the prayer for bail.

It has come during investigation that the deceased died in a road accident and co-accused Chhotu Kumar has been granted bail vide order dated 22.09.2022 in Cr. Misc. No. 34221/2022 (Annexure-II).

Considering the aforesaid facts, this application for regular bail is allowed.

Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M. Katihar/concerned Court below in connection with Kursela P.S. Case No. 57 of 2021.

(Sandeep Kumar, J)

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