

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27111 of 2023

Arising Out of PS. Case No.-759 Year-2022 Thana- MADHAURAH District- Saran

RINKU MAHTO S/O RAM BALAK MAHTO Resident of Village-
Bhawalpur, P.S.- Marhowrah, District- Saran at Chapra.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dewendra Narayan Singh, Adv.

For the Opposite Party/s : Mr. Ashok Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 25-07-2023 1. Heard learned counsel for the petitioner, learned
counsel for the informant and learned Additional Public Prosecutor
for the State.

2. Petitioner seeks bail, who is in custody since 24.12.2022
in connection with Marhowrah P.S. Case No. 759/2022, dated
04.12.2022, for the offences punishable under Sections 302 of the
IPC.

3. According to prosecution case, the informant has belief
that some unknowns have committed murder of the informant's
sister-in-law namely Bhagmati Devi by getting entered into her
house.

4. Learned counsel for the petitioner submits that the
petitioner has clean antecedent and he has falsely been implicated in
the present case. He further submits that the petitioner is not named
in the F.I.R. The name of the petitioner has been transpired during
investigation on the basis of the statement of informant, which was



recorded on 12.12.2022. Thereafter the statement of the petitioner was recorded in which the petitioner has confessed his guilt and on the basis of his statement, the ornaments of the deceased was found in the jewelry shop, where the ornaments were sold by the petitioner. He further submits that the police after investigation submitted the charge sheet against the petitioner and the petitioner is in custody since 24.12.2022.

5. Learned counsel for the informant as well as learned Additional Public Prosecutor for the State on the other hand on the basis of material available on record and the case diary vehemently opposed the prayer for bail of the petitioner and submits that sufficient material has come during investigation to suggest the involvement of the petitioner in the present occurrence.

6. Considering the aforesaid facts and circumstances, I am not inclined to enlarge the petitioner on bail in connection with Marhowrah P.S. Case No.759/2022, pending in the Court of learned C.J.M., Saran at Chapra.

7. Prayer is refused.

(Rajesh Kumar Verma, J)

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