

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35150 of 2022

Arising Out of PS. Case No.-142 Year-2021 Thana- LAHERIMUHALLA District- Nalanda

1. Jyoti Pandey W/O Mukesh Pandey R/O Village- Kanta Par, P.S.- Laheri, District- Nalanda
2. Mukesh Pandey S/O Late Masudan Pandey R/O Village- Kanta Par, P.S.- Laheri, District- Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pankaj Kumar

For the Opposite Party/s : Mr.Shailendra Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 17-02-2023 Heard learned counsel for the petitioners and learned Additional Public Prosecutor for the State.

Learned counsel for the petitioners undertakes to remove the defects, if any, within three weeks.

The petitioners are apprehending their arrest in a case registered for the offence punishable under Sections 302, 120B/34 of the Indian Penal Code.

Petitioners along with other accused persons are said to have killed the husband of the informant and declared the same as suicide.

Learned counsel for the petitioners submits that the petitioners are innocent and have been falsely implicated in this case. He submits that the deceased has died in his own house after suicide but under ulterior motive informant has implicated the petitioner in the instant case. He submits that



inquest report shows that the dead body of the deceased was found from the house of the deceased. He submits that there was some dispute between the petitioners and the deceased for transaction of money. He submits that similarly situated co-accused has already been granted bail by a coordinate Bench of this Court vide order dated 03.01.2023 passed in Cr. Misc. No. 18679 of 2022. He further submits that petitioners have no criminal antecedent as stated in para-3 of this application.

Learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances of the case, let the above named petitioners in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Laheri P.S. Case No. 142 of 2021, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

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(Anjani Kumar Sharan, J)

