

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42269 of 2023

Arising Out of PS. Case No.-26 Year-2023 Thana- BELA District- Sitamarhi

Md. Chand Son Of Late Md. Bashir @ Kale @ Vasir Ahmad Resident Of
Village Bada, Ps- Bela, District- Sitamarhi

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Abinash Narayan
For the Opposite Party/s : Mr.Suresh Prasad Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 09-08-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in a case instituted
for the offence under Sections 302/201 of the Indian Penal
Code.

It is a case of commission of abduction and thereafter
murder to the informant's son and his dead body was thrown in
pond by the accused persons.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. It is a
case of last seen. No one is the eye witness of the alleged
occurrence. Only on the basis of suspicion, the name of the
petitioner has been dragged in the present case. During
investigation, no consistent material has come against the



petitioner to show his involvement in the present case. Petitioner has got no criminal antecedent and he is languishing in judicial custody since 4.3.2023.

The application for bail is opposed by learned APP for the State and submitted that as per postmortem report, death was caused by asphyxia leading to cardiac respiratory failure as a result of drowning.

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 SDJM, Sadar, Sitamarhi in connection with Bela PS Case No. 26 of 2023.

(Sunil Kumar Panwar, J)

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