

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40861 of 2022

Arising Out of PS. Case No.-46 Year-2022 Thana- HUSSAINGANJ District- Siwan

Sidhanth Kumar Pandey @ Sidhu Pandey Son Of Harendra Pandey Resident
Of Village - Rasidchak, P.S.- Hussainganj, Dist.- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kumari Anupam

For the Opposite Party/s : Mr.Raj Kishor Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 04-01-2023 Heard learned counsel for the petitioner,

learned counsel for the informant and learned APP for

the State.

The petitioner has filed the instant application

for grant of regular bail in a case registered for the

offences punishable under Sections 365/34 of the Indian

Penal Code and later on added Section 302 of Indian

Penal Code.

The prosecution case in nutshell is that

petitioner along with other co-accused persons abducted

the younger son of informant and informant has strong

suspicion against the petitioner and other co-accused



persons that they have killed his younger son.

It is submitted by learned counsel for the petitioner that the petitioner is innocent and he has falsely been implicated in the present case. It is also submitted that petitioner is languishing in judicial custody since 27.04.2022. It is further submitted that there is no eye witness of the alleged occurrence. It is also submitted that son of petitioner ie. deceased was a drug addict and petitioner has no concern with any type of addiction. Both parties are co-villager & agnates. On the perusal of Postmortem Report, Doctor has not opined about the cause of death and viscera is preserved. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

Learned APP appearing for the State has vehemently opposed the prayer for Bail and submitted that strong suspicion has been raised by the prosecution against the petitioner.

Having heard learned counsel for the parties



and taking into consideration 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 in connection with Hussainganj P.S. Case No. 46 of 2022 on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M. IXth, Siwan.

(Sunil Kumar Panwar, J)

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