

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46491 of 2023

Arising Out of PS. Case No.-40 Year-2023 Thana- RAMKRISHNANAGAR District- Patna

SANTLAL@ SANT KUMAR S/O KEDAR THAKUR R/O Raja Kuan, P.S-
Bihar Sharif, Distt.- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs.Kumari Jyoti, Advocate

For the Opposite Party/s : Mr.Tarun Prasad Mandal, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 28-07-2023 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. Petitioner seeks regular bail in connection
with Ram Krishna Nagar P.S. Case No.40 of 2023 dated
17.01.2023 registered for the offence/s punishable under
Section/s 302 read with 34 of the Indian Penal Code and Section
27 of the Arms Act.

3. The main submissions advanced by the
learned counsel for the petitioner are that the petitioner is a
young person having fair and clean antecedent and he is not
named in the FIR as the FIR was registered against unknown
persons and during investigation the deceased's friend
Proshotam @ Happy was made accused and his statement was
recorded in which the name of this petitioner surfaced as
accomplice and if the said statement is believed to be true even



then the co-accused Proshotam @ Happy did not reveal any specific role of the petitioner in his statement and according to his statement the main allegation of firing is against him and co-accused Raja Kumar. Further submissions are that petitioner has been languishing in jail since 20.01.2023 and against him the investigation has been completed.

4. Learned APP appearing for the State opposes the bail prayer.

5. Considering the facts and circumstances of this case and above submissions and mainly the facts that in respect of petitioner's involvement in the alleged crime the prosecution is mainly relying upon the confessional statement of the co-accused Proshotam kumar @ Happy as appears from the order impugned and petitioner has fair and clean antecedent and against him the investigation has been completed, in my opinion it is a fit case for bail to the petitioner. Accordingly, let the petitioner named-above be released on bail in connection with Ram Krishna Nagar P.S. Case No.40 of 2023 on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the Court concerned.

(Shailendra Singh, J)

sangam/-

U		T	
---	--	---	--

