

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44958 of 2023

Arising Out of PS. Case No.-161 Year-2022 Thana- PARASBIGHA District- Jehanabad

SUNIL YADAV Son of Ramashish Yadav Resident of village - Kanka Bigha,
P.S.- Kako (Bhelawar), District - Jahanabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sunil Kumar

For the Opposite Party/s : Mr.Ramchandra Sahn

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

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

The petitioner has prayed for bail in a case instituted
for the offence under Sections 302/34/120(B) of the IPC and
Section 27 of Arms Act.

As per allegation in the FIR, three accused persons,
namely, Satish Kumar, Randhir Kumar and Madhir Kumar
surrounded his father and started to make firing one by one as a
result of which his father succumbed to gun shot injuries. It is
further alleged that in the year 2017, three persons had been
killed by the same accused persons and their associates.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. Petitioner
is not named in the FIR. Specific allegation is against other



three accused persons. No one is the eye witness of the alleged occurrence. Only on the basis of suspicion and confessional statement of Nabab Kumar, the name of the petitioner dragged in the present case. General and omnibus allegation is levelled against the petitioner. 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 12.05.2023.

The application for bail is opposed by learned APP for the State.

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 Judicial Magistrate 1st Class, Jehanabad in connection with Parasbigha PS Case No. 161 of 2022.

(Sunil Kumar Panwar, J)

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