

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49144 of 2023

Arising Out of PS. Case No.-247 Year-2022 Thana- BASOPATTI District- Madhubani

Dharmraj Sharma Son Of Late Devraj Sharma Resident Of Village- Koriyani,
Police Station- Basopatti, District- Madhubani

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Suresh Kumar

For the Opposite Party/s : Mr.Rabindra Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 28-08-2023 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 323, 341, 304, 506/34 of the
Indian Penal Code.

As per allegation in the FIR due to land dispute
petitioner and two others FIR named accused persons assaulted
to brother of the informant, namely Brajraj Sharma as a result of
his which health started to deteriorate and when he was taken to
Hospital, doctor brought him brought dead.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. General
and omnibus allegation has been levelled against the petitioner.
No external injury was found on body of deceased and it reveals



from postmortem report that deceased died due to cardio respiratory arrest. Petitioner has got no criminal antecedent and languishing in judicial custody since 27.5.2023.

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

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, Madhubani in connection with Basopatti P.S. Case No. 247 of 2022.

(Sunil Kumar Panwar, J)

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