

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46716 of 2022

Arising Out of PS. Case No.-186 Year-2022 Thana- KHARHAGPUR District- Munger

SATYABIR KUMAR @ CHHOTU S/o Late Sanjay Mandal R/o
Village/Mohalla- Shivpur Lav Gaun (Kushwaha Tola), P.S.- Shampur
(Kharagpur), District- Munger

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjiv Kumar Singh, Advocate

For the Opposite Party/s : Mr. Umeshanand Pandit, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

4 14-03-2023 Heard learned counsel for the petitioner and the
learned APP for the State.

Petitioner seeks regular bail in connection with
Kharagpur (Shampur) P.S. Case No.186 of 2022 registered for
the offences punishable under Sections 302, 120(B)/34 of the
Indian Penal Code.

As per the prosecution, the informant who is also the
petitioner in the present case alleged that his father was killed
under conspiracy of his step mother along with four unknown
persons.

The main submissions advanced by the learned
counsel for the petitioner are that the petitioner has been
languishing in jail since 30th April, 2022 and he himself was
informant of the alleged occurrence but later on he was made



accused in the present matter and during investigation he was arrested mainly on the basis of suspicion and prosecution mainly relied upon the petitioner's confessional statement given before the police while chargesheeting him for the alleged offences and against him there is no any legal evidence and his trial has started and four witnesses of the prosecution have been examined.

Learned APP appearing for the State has opposed the bail prayer.

Heard both the sides and perused the FIR and the Case Diary of this case. The instant matter relates to murder of the father of the petitioner, though the petitioner himself was informant of the instant matter but during investigation he was found to be the main accused of the murder of his father as he with the help of other co-accused persons murdered his father and as per the investigation the petitioner was constantly in touch with other co-accused persons on the day of the alleged occurrence. Considering the nature of the allegation appearing against the petitioner as well as stage of petitioner's trial, in the opinion of this Court the petitioner does not deserve to the privilege of bail. Accordingly, his bail prayer stands rejected.

Petitioner may renew his bail prayer after six months,



if within the said period the remaining chargesheeted witnesses
who are to be examined, are not examined.

(Shailendra Singh, J)

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