

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50352 of 2023

Arising Out of PS. Case No.-137 Year-2023 Thana- GOPALPUR District- Patna

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RAM BACHAN RAY S/O RAJ BALLAV RAI R/O VILLAGE- BAIRYA PS.
GOPALPUR, DIST. PATNA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Umeshanand Pandit , Addl. Public Prosecutor

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 01-11-2023 Heard learned counsel for the petitioner and the

State.

2. Petitioner apprehends arrest in a case registered for
the offence punishable under sections 363 , 365 , 302, 201 and
34 of the IPC .

3. As per the prosecution case, this petitioner along
with other co-accused persons committed murder of the son of
the informant.

4. It is submitted that the name of the petitioner
transpired on the confessional statement of other co-accused
person. Except confessional statement there is no material
available on record to show the complicity of the petitioner in
the case . It is next submitted that the petitioner is patient of
mental disorder and is under treatment of doctor. Petitioner



claims clean antecedent.

5. However, learned counsel for the state opposes the prayer and submits that the name of the petitioner transpired during the course of the investigation, where it has come that said Richa Kumari had talked with said Karan Kumar through Mobile of her father 4-5 times on the alleged night of crime, which was recovered. Her brother Ashish Kumar, who was apprehended, has confessed his guilt regarding the murder of Karan Kumar, giving a detailed confessional statement via Para-50 in which he stated that he, along with the petitioner, committed the murder of said Karan Kumar and threw his dead body in the river Ganges from Pipapul in Pakki Dargah.

6. Considering the nature of accusation and gravity of offence , prayer for pre-arrest bail of the petitioner is rejected.

(Prabhat Kumar Singh, J)

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