

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56316 of 2023

Arising Out of PS. Case No.-681 Year-2017 Thana- BHAGALPUR KOTWALI District-
Bhagalpur

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Niranjan Hari @ Ramjane Hari S/O - Ramesh Hari R/O Village - Sahebganj,
P.S. - Sahebganj, Dist - Sahebganj Present Address - Swipar Colony, Bari
Khanjarpur, P.S. - Barari, Dist - Bhagalpur

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Saroj Shandilya

For the Opposite Party/s : Mr. Uma Shankar Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 06-11-2023 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 of the Indian Penal Code.

It is a case of commission of murder to the
informant's mother, by the petitioner and co-accused Ramesh
Hari and her dead body was found lying in hospital.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case due to
land dispute. Informant is not the eye witness of the alleged
occurrence. Only on the basis of confessional statement of co-
accused Prince Kumar, the name of the petitioner has been
dragged in the present case. During investigation, no consistent



material has come against the petitioner to show his involvement in the present case. Similarly situated other accused person has already been enlarged on bail by another coordinate Bench of this Court vide order dated 24.09.2018 passed in Cr. Misc. No. 40968 of 2018. Petitioner has got no criminal antecedent and he is languishing in judicial custody since 17.5.2022.

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 Additional District and Sessions Judge-VIII, Bhagalpur or the concerned court in connection with Kotwali Barari PS Case No. 681 of 2017.

(Sunil Kumar Panwar, J)

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