

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58330 of 2022

Arising Out of PS. Case No.-1108 Year-2019 Thana- NAGAR District- Vaishali

Chandan Kumar S/O Meghnath Rai @ Jhansi Rai Resident Of Village-
Razasan, P.S.- Bidupur, District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rina Sinha

For the Opposite Party/s : Mr.Syed Mojibur Rahman

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 20-02-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is languishing in custody in a
case registered for the offences punishable under
Sections 302, 201, 34 of the Indian Penal Code.

The prosecution case as per F.I.R is that son of
the informant namely Ranjan Kumar proceeded for
Hajipur from his motorcycle. It is further alleged that co-
villager Jay Prakash Rai had seen the son of the
informant talking with petitioner and other F.I.R named
accused persons and when said Jay Prakash Rai told as
to why he is standing there, son of the informant told



that all the F.I.R named accused persons have prevented him. Later on, in the evening, the dead body of son of the informant was found under Hajipur Police Station.

It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. It is further submitted that it is a case of false implication of the petitioner as no one has seen the petitioner assaulting the deceased son of the informant and the entire prosecution story is based on mere hearsay in so far as it relates to the petitioner. There is general and omnibus allegation against the petitioner. There is also no eye witness to the occurrence. The petitioner is languishing in custody since 12.06.2022. Moreover, similarly situated co-accused has already been granted bail by a coordinate Bench of this Court vide order passed in Cr. Misc. No. 17750 of 2020. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In the facts and circumstance of the case, let



the petitioner, above named, be released on bail on
furnishing bail bonds of Rs. 10,000/-(Ten Thousands)
with two sureties of the like amount each to the
satisfaction of learned Chief Judicial Magistrate, Vaishali
at Hajipur in connection with Hajipur Town P.S. Case No.
1108 of 2019.

(Sunil Kumar Panwar, J)

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