

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55800 of 2022

Arising Out of PS. Case No.-187 Year-2021 Thana- ARARIA District- Araria

Md. Basar @ Abu Basar Son Of Pravez @ Md. Prawez Alam Resident Of
Village Bhangora, Ward No. 1, P.S. Palasi , Distt Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raj Kumar

For the Opposite Party/s : Mr.Md. Mushtaque Alam

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 17-02-2023 Heard learned counsel for the petitioner and

learned A.P.P appearing on behalf of the State.

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

The prosecution case as per F.I.R is that
informant's son Sanjay Kumar went along with this
petitioner but did not return home in late night. On the
next day, the dead body of the victim was recovered
from the maize field.

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 deceased went missing on 21.02.2021 but the F.I.R was lodged on 24.02.2021 without explaining the delay. The deceased was a criminal and involved in so many criminal activities, hence, he might have been killed by other accused persons. There is no eye witness to the occurrence. The petitioner was not apprehended from the spot. The petitioner is languishing in custody since 16.07.2022. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

Learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner and submitted that petitioner was last seen with the victim.

Considering the facts aforesaid and the period under custody, 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, Araria in connection with Araria (Bairgachhi)

P.S. Case No. 187 of 2021.

(Sunil Kumar Panwar, J)

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