

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58434 of 2022

Arising Out of PS. Case No.-266 Year-2019 Thana- RAJGIR District- Nalanda

DEVCHNANDRA RAJ @ DEVRAJ @ DEVA @ DEVRAJ MAHTO @
DEVENDRA RAJ @ DEVENDRA KUMAR S/O LATE CHANDRA
BHUSHAN MATHO @ BHUSHAN MAHTO Resident of village- Samsa
Near Durga Asthan, Ward No- 12, P.S.- Naokothi, District- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajiv Prashant

For the Opposite Party/s : Mr.Ajit Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 17-04-2023 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner has prayed for bail in a case registered for
the offence punishable under sections 302, 201, 120(B) of the Indian
Penal Code.

As per allegation in the FIR, in morning of 17.7.2019,
Chaukidar received information that one dead body was lying in a
well near village Dangrapar Bharaithi Pool. Thereafter, the informant
went there and found one unknown dead body lying in the well. He
informed that P.S. through mobile and dead body was taken out from
the well with the help of local people. The informant claimed that
after committing murder at some where else and with a view to wipe
out the evidence, the dead body had been thrown in the well.

It is submitted by learned counsel for the petitioner that
petitioner has been falsely implicated in this case. He is not named in



the FIR. His name transpired in this case on confessional statement of Shahrukh. Save and except this, no other 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 3.6.2020 passed in Cr. Misc. No. 69313 of 2019. Petitioner was remanded in custody in Bakhri P.S. Case No. 332 of 2021 since 7.1.2022 and was remanded in the present case on 31.5.2022.

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 CJM, Rajgir, Bihar Sharif at Nalanda in connection with Rajgir P.S. Case No. 266 of 2019.

(Sunil Kumar Panwar, J)

sushma/-

U			
---	--	--	--

