

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65294 of 2023

Arising Out of PS. Case No.-3 Year-2023 Thana- MANJHI District- Saran

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Mohit Kumar Son Of Dhupnath Mahto Village- Kala Gurudaha, Ps- Manjhi,
Dist- Saran

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Priyanka Singh

For the Opposite Party/s : Mr.Pranav Kumar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 20-12-2023 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 326, 302/34 of the Indian Penal Code.

It is a case of commission of murder of the

brother of the informant. It is alleged against the

petitioner that he caught hold the brother of the

informant and co-accused Mannu Kumar stabbed the

victim, as a result of which, he sustained injuries in his

stomach and died during treatment.

It is submitted by learned counsel for the



petitioner that petitioner is innocent and he has falsely been implicated in this case. The informant is not the eye witness to the occurrence. The petitioner is only alleged to have caught hold the deceased while it is specifically alleged against co-accused Mannu Kumar that he stabbed the victim. During investigation, it came to know that said Mannu Kumar was annoyed with the deceased since he had an affairs with his sister and out of raise, he stabbed the victim. The petitioner has no concern with said Mannu Kumar. The postmortem report also suggests the cause of death as stab injury. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In contra, learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

Considering the facts aforesaid aforesaid, let the petitioner, above named, be released on bail **after framing of charge, if the charge has still not been**



framed and 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, Saran in connection with Manjhi P.S. Case
No. 03 of 2023(Sessions Trial No. 394 of 2023).

(Sunil Kumar Panwar, J)

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