

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65206 of 2023

Arising Out of PS. Case No.-137 Year-2023 Thana- GAIGHAT District- Muzaffarpur

MITHILESH SEHANI Son of Amiri Sahani R/o vill - Kanta, P.S. - Gaighat,
Distt. - Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Alok Kumar Alok

For the Opposite Party/s : Mr.Pranav Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 12-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 302, 120B and 34 of
the Indian Penal Code.

3. As per FIR, the petitioner is alleged to have
indulged in hatching conspiracy to kill the informant's son in
connivance with others co-accused persons and threw the body
of the deceased in river.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case due to old
dispute. He has committed no offence. There is no eye-witness
of the alleged occurrence. During course of investigation, no
any consistent material has come against the petitioner. The



entire prosecution hinges around merely on suspicion. He further submitted that the others co-accused have already been granted bail by this Bench vide order dated 31.08.2023 passed in Cr. Misc. No. 55888 of 2023. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 20.04.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, 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 J.M. 1st Class, Muzaffarpur (east) in connection with Gaighat P.S. Case No. 137 of 2023.

(Sunil Kumar Panwar, J)

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