

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65327 of 2022

Arising Out of PS. Case No.-387 Year-2022 Thana- BHABHUA District- Kaimur (Bhabua)

MANOJ PASWAN, Son of Kailash Paswan, Resident of Village- Badka
Kajhar, P.S.- Sonhan, District- Kaimur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shankar Kumar, Advocate

For the Opposite Party/s : Mr. Navin Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 25-02-2023 Heard learned counsel appearing on behalf of the

petitioner, learned counsel appearing on behalf of the State and

learned counsel appearing on behalf of informant.

Let the defect(s), if any, be removed within a period
of four weeks from today.

The petitioners seek bail in connection with Bhabhua
(Sonhan) Police Station Case No. 387/2022 registered for the
offence under Sections 302, 201, 34 of the Indian Penal Code.

The accused/petitioner is named in the F.I.R. and is in
custody since 29.06.2022.

The allegation against petitioner is to commit the
murder of daughter of informant, aged about 19 years alongwith
other co-accused persons, as informant denied to marry her
daughter with petitioner Manoj Paswan.



Learned counsel appearing on behalf of the petitioner submitted that petitioner is not the eye-witness of the occurrence and entire implication is based upon suspicion, which is based upon the threat as advanced by petitioner regarding solemnization of marriage of the daughter of informant. It is submitted that it is highly appearing non-convincing on its face that while a girl of 19 years old taken away from her home in mid night while sleeping with her mother not came into knowledge of others. It is also submitted that the case is appearing close to honor killing as blood stained plastic bags was found in the house of informant, which having no occasion to be there. While concluding the argument, it is submitted that petitioner is a man of clean antecedent and moreover, investigation of this case is completed, for which charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

Learned APP, duly assisted by learned counsel Mr. Anupam Bahadur appearing on behalf of informant submitted that this is a brutal murder, where petitioner alleged to be involved actively.

Considering the facts and circumstances as mentioned above as save and except suspicion, nothing surfaced during the



course of investigation to connect petitioner with present occurrence, where informant is not the eye witness of the occurrence, coupled with fact that charge-sheet has already been submitted, let the petitioner, above named, is directed to be released on bail in connection with Bhabhua (Sonhan) Police Station Case No. 387/2022 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Kaimur at Bhabhua/concerned court, subject to the conditions as mentioned under Section 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

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