

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64410 of 2022

Arising Out of PS. Case No.-79 Year-2022 Thana- TARABARI District- Araria

RAJESH KUMAR BISWAS Son of Late Laxmeshwar Biswas Resident of
village - Baturbari, Ward No.- 08, P.S.- Tarabari, Dist.- Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sharda Nand Mishra

For the Opposite Party/s : Mr.Syed Mojibur Rahman

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 27-03-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 302/34 of
the Indian Penal Code.

The allegation against the petitioner along with others
is of killing the son of the informant.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this case. He submitted that the
petitioner is not named in the FIR, only on the basis of
confessional statement of co-accused Most. Jayanti Devi, the
name of the petitioner has come into light. He further submitted
that on the basis of suspicion the petitioner has been implicated



in this case. There is no direct evidence, no specific evidence and no eye-witness to show that the petitioner has involved in the alleged occurrence. He has got no criminal antecedent as stated in para-3 of the bail application. It is further submitted that the petitioner is languishing in judicial custody since 27.08.2022.

Learned APP appearing for the state has opposed the prayer of regular bail.

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 released on bail in connection with Tarabari P.S. Case No. 79 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned J.M.-1st Class, Araria.

(Sunil Kumar Panwar, J)

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