

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63790 of 2022

Arising Out of PS. Case No.-94 Year-2022 Thana- KASMA District- Aurangabad

1. Bigu Chaudhary @ Bigu Chaudhry Son Of Rajendra Chaudhary R/O Vill.- Mahuaain, P.S.- Kasma, Distt.- Aurangabad
2. Sajan Chaudhary Son Of Rajendra Chaudhary R/O Vill.- Mahuaain, P.S.- Kasma, Distt.- Aurangabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Singh

For the Opposite Party/s : Mr.Mohammed Arif

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 24-03-2023 Heard learned counsel for the petitioners and

learned A.P.P appearing on behalf of the State.

The petitioners are languishing in custody in a

case registered for the offences punishable under

Sections 302/34 of the Indian Penal Code.

It is a case of commission of murder of the

uncle of the informant. It is alleged on the charge of

committing theft, the uncle of the informant was badly

assaulted by all the accused persons including the

petitioners, as a result of which, he succumbed to the

injuries.



It is submitted by learned counsel for the petitioners that petitioners are innocent and they have falsely been implicated in this case. There is no consistent material evidence against the petitioners and only on the basis of suspicion, the petitioners have been roped in the present case. There is no eye witness to the occurrence. There is general and omnibus allegation against the petitioners. The petitioners are languishing in custody since 19.08.2022. A statement has been made in para 3 of the petition that petitioners have no criminal antecedent.

Learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioners.

Considering the facts aforesaid and the period under custody, let the petitioners, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousands) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial



Magistrate, Aurangabad in connection with Kasma P.S.
Case No. 94 of 2022.

(Sunil Kumar Panwar, J)

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