

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65287 of 2022

Arising Out of PS. Case No.-222 Year-2022 Thana- KUDHNI District- Muzaffarpur

Babul Kumar Mahto @ Babul Kumar @ Kanha S/o Chulhai Mahto R/v-
Basauli Tola Ramchandra, P.S.- Kudhani, District- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shashank Shekhar, Adv.

For the Opposite Party/s : Mr. Anita Kumari, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 16-02-2023 Let the defect(s), if any, be removed within two weeks
from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Kudhani P.S. Case No. 222 of 2022 lodged under Sections 302/
34 of the I.P.C.

As per the prosecution case, the informant has alleged
that the petitioner was in illicit relation with his elder daughter-
in-law and it has been alleged that elder daughter-in-law in
connivance with the petitioner had killed his elder son Arun
Kumar. It has also been alleged that threatening was also given
by the petitioner to the informant in this regard.

Learned counsel for the petitioner submits that from

the content of F.I.R., it is very much clear that there is no eye witness of this offence and the entire case has been lodged on the basis of suspicion only. Counsel further submits that petitioner is a man of clean antecedent and he is in custody since 10.05.2022.

Upon specific query whether charge has been framed or not, counsel is unaware about the charge frame.

Learned counsel for the State opposes the prayer for bail.

In the present facts and circumstances of this case and the submissions made above, I am not inclined to grant bail to the petitioner. Therefore, the bail application of the petitioner is hereby rejected but liberty is hereby granted to the petitioner that he may renew his prayer for bail after framing of charge.

With this observation, the bail application stands rejected.

(Dr. Anshuman, J.)

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