

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68835 of 2022

Arising Out of PS. Case No.-711 Year-2021 Thana- ARA NAGAR District- Bhojpur

BITESH KUMAR @ CHHANGUR @ BHOLA Son of Birendra Yadav
Resident of Village- Karman Tola, P.S.- Ara Nawada, District- Bhojpur, Ara

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Aditya Nath Pandey, Adv.

For the Opposite Party/s : Mr. Ram Priya Sharan Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

4 25-04-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Petitioner seeks bail, who is in custody since
09.10.2021, in connection with Ara Town (Nagar) P.S. Case No.
711/2021, F.I.R. dated 07.10.2021, for the offences punishable
under Sections 394 and 302 of the Indian Penal Code.

According to prosecution case, the petitioner is alleged
to have killed the brother of the informant by inflicting knife
blow upon the brother of the informant, resulting into his death.

Learned counsel for the petitioner submits that
petitioner has clean antecedent and he has falsely been
implicated in the present case. He further submits that the
allegation as alleged in the F.I.R. is false and fabricated. As per
allegation, there is direct allegation against the petitioner that he



has assaulted with knife to the deceased.

Learned Additional Public Prosecutor for the State on the other hand on the basis of material available on record and the case diary has vehemently opposed the prayer for bail of the petitioner and submits that the on the confessional statement of the petitioner, lead to recovery of knife which was used in the crime in question.

Considering the aforesaid facts, I am not inclined to enlarge the petitioner on bail in connection with Ara Town (Nagar) P.S. Case No. 711/2021, pending in the court of learned C.J.M., Bhojpur at Ara.

Prayer is refused.

(Rajesh Kumar Verma, J)

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