

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69930 of 2022**

Arising Out of PS. Case No.-167 Year-2021 Thana- SONBERSA District- Sitamarhi

=====

SUJEET KUMAR S/O MANOJ MAHTO @ MANOJ KUMAR Resident of
village- Bela, P.S.- Sonbarsa, District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Uday Kumar

For the Opposite Party/s : Mr.Rabindra Kumar

=====

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

2 13-03-2023 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, 120B,
34 of the Indian Penal Code and Section 27 of the Arms Act.

As per prosecution case, the informant alleges that her
husband came from Delhi during lock-down and developed
friendship with the petitioner and used to feast and roam with
him. Further on 20.6.2021, the petitioner took the deceased to
village Indarwa for participating in a feast and after feast the
petitioner took the deceased to the place of occurrence at Bela
Parsa NH-77 on the pretext of taking bus ticket where three
motorcycle borne criminals came and fired at the deceased
indiscriminately as a result of which he died, thus, alleges that



the petitioner in conspiracy with Vivek Mahto along with six unknown criminals killed her husband.

Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. The petitioner is not named in FIR rather he has falsely been implicated in the present case. The name of the petitioner came into light in this case on the confessional statement of co-accused namely, Anil Kumar who is already getting the privilege of regular bail granted by a co-ordinate Bench of this Court vide order dated 9.3.2022 passed in Cr. Misc. No. 59039 of 2021 and the same has been annexed as Annexure-2. It is further submitted that the entire prosecution hinges around the suspicion. Moreover, the petitioner is languishing in judicial custody since 21.9.2022.

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 Sonbarsa P.S. Case No. 167 of 2021 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount



each to the satisfaction of learned Chief Judicial Magistrate,
Sitamarhi.

(Sunil Kumar Panwar, J)

Amandeep/-

U		T	
---	--	---	--

