

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77236 of 2023

Arising Out of PS. Case No.-197 Year-2023 Thana- RAJGIR District- Nalanda

SUNNY KUMAR Son of Jago Rajbanshi R/o vill - Vishthapit, Nagdih 01, P.s.
- Rajgir, Distt. - Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arun Kumar

For the Opposite Party/s : Mr.Ram Sevak Choudhary

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 05-12-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under section 302, 201, 120B, 34 of the Indian Penal Code.

3. As per FIR, the allegation against the co-accused persons is that they in conspiracy committed murder of the informant's husband.

4. Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. The petitioner is not named in the FIR and he has falsely been implicated in this present case merely on the basis of confessional statement of co-accused. The



informant is not an eye witness of the alleged occurrence and there is no specific allegation levelled against the petitioner . Similarly situated co-accused has already been granted bail by a coordinate Bench of this Court vide order dated 08.11.2023 passed in Cr. Misc No. 71123 of 2023. It is further submitted that the petitioner is languishing in judicial custody since 17.07.2023.

5. Learned APP appearing for the State has vehemently opposed the prayer of Bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as judicial custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Rajgir P.S. Case No. 197 of 2023 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, Nalanda at Bihar Sharif.

(Sunil Kumar Panwar, J)

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