

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75272 of 2022**

Arising Out of PS. Case No.-430 Year-2022 Thana- MOTIHARI TOWN District- East
Champaran

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Santosh Gupta @ Santosh Kumar Son Of Kuber Prasad Resident Of Village -
Lakhaura, P.S.- Lakhaura, District - East Champaran

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Vaishnavi Singh

For the Opposite Party/s : Mr.Pawan Kumar Chaurasia

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 25-04-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has filed the instant application

for grant of regular bail in a case registered for the

offences punishable under Sections 302, 120(B)/34 of

the Indian Penal Code and Section 27 of Arms Act.

The allegation against the petitioner and other

co-accused person committed murder of the husband of

the petitioner due to business rivalry.

It is submitted by learned counsel for the

petitioner that the petitioner is innocent and he has



falsely been implicated in the present case. The name of petitioner has been dragged in this case merely on the basis of suspicion. There is neither any eye witness of the alleged offence nor any consistent material evidence against the petitioner. Moreover, the petitioner is languishing in judicial custody since 14.10.2022. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

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

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case as well as period of custody, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail in connection with Town P.S. Case No. 430 of 2022 on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate,



East Champaran, Motihari.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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