

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.248 of 2023

Arising Out of PS. Case No.-771 Year-2021 Thana- BANKA District- Banka

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1. Sanju Devi W/o Arbind Choudhary Resident Of Village- Kakna, P.S.- Banka District- Banka.
 2. Ramfal Choudhary S/o Late Kishori Choudhary Resident Of Village- Kakna, P.S.- Banka District- Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Subhash Kumar Jha

For the Opposite Party/s : Mr.Brajendra Nath Pandey

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 24-03-2023 Heard learned counsel for the petitioners and learned
counsel for the State.

The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 302/34 of the Indian Penal Code.

As per the prosecution case, son of informant aged about 13 years went missing from his house, thereafter, dead-body of the son of informant was found in a well. Informant suspects that petitioners along with others committed the murder of son of informant.

It is submitted that petitioners have been falsely implicated in this case due to previous enmity. Informant is not



eye-witness of the occurrence and no cogent material has been collected during course of investigation. In the postmortem report, the doctor has found the cause of death as drowning. As per the inquest report, no injury was found on the person of deceased. Petitioners have also filed a case vide Complaint Case No. 377 of 2021.

Considering the facts aforesaid, the petitioners above-named, in the event of their arrest/surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order, are directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Banka in connection with Banka P.S. Case No. 771 of 2021, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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