

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6263 of 2024

Arising Out of PS. Case No.-411 Year-2021 Thana- LAKHISARAI District- Lakhisarai

Pankaj Singh S/O Late Balram Singh R/O Village- Laldiyara, P.S- Pipariya,
Distt.- Lakhisarai

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Murari Narain Chaudhary, Advocate

For the Opposite Party/s : Mr. Syed Ehteshamuddin, APP

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 16-02-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Lakhisarai (Ramgarh Chowk) P.S. Case No. 411 of 2021
registered for the offence under Section 302/34 IPC and 27 of
the Arms Act.

3. Prosecution case relates to commission of murder of
the informant's husband by the unknown criminals.

4. Learned counsel for the petitioner submits that the
petitioner is innocent, committed no offence and has falsely
been implicated in the present case. He further submits that the
petitioner is in custody since 30.09.2023.

5. However, learned APP for the State vehemently



opposed the prayer for regular bail.

6. Heard both the parties, perused the first information report, impugned order dated 02.11.2023 passed by learned Additional Sessions Judge 1st -cum-Special Judge, SC/ST, Lakhisarai. It appears that on the basis of written report of Pushpa Kumari, wife of deceased FIR was lodged under Section 302/34 IPC and 27 Arms Act against three unknown persons. The name of the petitioner surfaced from the CCTV footage along with other co-accused. Other co-accused have been granted bail by co-ordinate Benches of this Court in Cr. Misc. Nos. 70943 of 2022, 13242 of 2023, 83092 of 2023 vide orders dated 14.3.2023, 26.04.2023, 2.1.2024.

7. Considering the facts and circumstances of the case, let the petitioner, above named, be released on bail after ***framing of charge*** on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned ACJM -II, Lakhisarai/incharge successor court in connection with Lakhisarai (Ramgarh Chowk) P.S. Case No. 411 of 2021.

8. The trial Court is directed to conclude the proceeding of framing of charge according to law within a period of 15 days from the date of receipt of a copy of this order. However, it is



made clear that *if the charge has not been submitted*, then the petitioner shall be released on bail on above condition and he shall be present physically on each and every date before the trial court till conclusion of the proceeding of framing of charge.

(Ramesh Chand Malviya, J)

saaurabhkr/-

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

