

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6274 of 2024

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

Indal Rajbanshi Son of Arjun Rajbanshi Resident Of Village- Hariya Gopal
Nagar, Ps- Nardiganj, Distt- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pankaj Kumar, Advocate

For the Opposite Party/s : Mr. Aditya Narayan Singh.1, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 12-02-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Rajgir
P.S. case No. 197 of 2023 instituted for the offences under
Sections 302, 201 and 120B/34 of the Indian Penal Code.

3. Prosecution story, in short, is that the husband of the
informant left the house with the passengers to Rajgir. In the
evening, his mobile got switched off and the next morning
chowkidaar informed that her husband was killed and his dead
body was thrown behind the mountain.

4. It has been submitted on behalf of the petitioner that
the petitioner is in custody since 26.06.2023 and has no criminal
antecedent. Charge-sheet has been submitted in this case. The
petitioner has falsely been implicated in the present case merely
on suspicion. The informant is not an eye witness and there is no
eye witness to the alleged occurrence. Petitioner is named in the



case merely on suspicion and there is no substantive material against the petitioner to show his involvement. It is not even a case of circumstantial evidence. Similarly situated co-accused person 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.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, claim based on parity as also the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Rajgir P.S. case No. 197 of 2023.

(Rudra Prakash Mishra, J)

Alok Verma/-

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