

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5886 of 2024

Arising Out of PS. Case No.-115 Year-2022 Thana- PASRAHA District- Khagaria

Nitish Kumar, S/o Achchelal Yadav R/o Village - Bandehra, P.S. - Pasraha,
Dist. - Khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjan Singh, Advocate

For the Opposite Party/s : Mr. Arun Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 09-02-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Pasraha P.S. Case No. 115 of 2022 for the offences registered
under Sections 302, 201, 34, 120B of the Indian Penal Code and
Section 27(3) of Arms Act.

3. As per the prosecution case, son of the informant
was murdered by the F.I.R. named accused persons along with
unknown persons. Petitioner is named in this case by the co-
accused Naresh Yadav.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this
case only on the basis of suspicion. He has committed no
offence. Police after investigation given clean-chit to the named



accused persons. Later on, name of the petitioner transpired on the basis of confessional statement of co-accused Naresh Yadav. Except confessional statement, there is no material against the petitioner. No incriminating material has been recovered from possession of the petitioner. Petitioner has two criminal antecedents in which he is on bail. He is in custody since 31.05.2023.

5. Learned counsel appearing on behalf of the State opposes the prayer for grant of bail to the petitioner.

6. Considering the submissions made on behalf of the parties, facts and circumstances of the case and period of custody, let the petitioner, named above, be enlarged on bail upon furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned concerned Court where the case is pending in connection with Pasraha P.S. Case No. 115 of 2022.

(Sunil Dutta Mishra, J)

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