

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11066 of 2024

Arising Out of PS. Case No.-656 Year-2021 Thana- KHAGARIA District- Khagaria

MITHUN YADAV @ MITHUN KUMAR Son of Late Ramchandra Yadav
Resident of Village-Chukti, Police Station-Mansi, District-Khagaria.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. N.K. Aggarwal
		Mr. Parmanand Kumar
For the Opposite Party/s	:	Mr. Dr. Ajeet Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 22-02-2024 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, 201 of the
Indian Penal Code.

Prosecution case relates to recovery of a dead
body of a girl in suitcase near Sansarpur Cremation
Ghat.

It is submitted by learned counsel for the
petitioner that the petitioner is innocent and he has



falsely been implicated in the present case. Petitioner is not named in the F.I.R. and his name transpired in this case in the 3rd Supervision Report of the Superintendent of Police, Khagaria on the basis of disclosure of Amir Yadav. There is no eye witness of the alleged occurrence. There is no any cogent material evidence to suggest the involvement of petitioner in the present offence. Moreover, the petitioner is languishing in judicial custody since 28.10.2023. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent. Similarly situated several co-accused persons have been granted bail by different co-ordinate Bench of this Court.

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 Khagaria (Muffasil) P.S. Case No. 656 of 2021 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, Khagaria.

(Sunil Kumar Panwar, J)

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