

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12642 of 2024

Arising Out of PS. Case No.-78 Year-2023 Thana- PALASI District- Araria

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MERAJ @ NIROJ S/O NOORUDDIN R/O VILLAGE- KAKORWA, DEHTI
WARD NO. 4, P.S- PALASI, DISTT.- ARARIA.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Raj Kumar, Adv.

For the Opposite Party/s : Mr.Rajiv Nayan, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

4 26-04-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Palasi P.S. Case No.78 of 2023 lodged under Sections 302, 201
and 34 of the I.P.C.

3. As per the prosecution case, the F.I.R. has been
lodged against one named accused persons (other than the
present petitioner) and unknown accused persons against whom
there is allegation made by the informant that the named
accused persons called his younger brother, but he has not
returned. Subsequently, dead body of his younger brother was
recovered.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He submits
that the petitioner is not named in the F.I.R. Counsel further
submits that the only thing against the petitioner is that his name
has been narrated by the confessional statement of the known



accused.

5. Counsel for the petitioner submits that petitioner is in custody since 30.11.2023 having clean antecedent.

6. Learned counsel for the State opposes the prayer for bail ad submits that according to the statement of the named and main accused persons, there is involvement of the present petitioner.

7. Upon specific query whether charge has been framed or not. Counsel submits that as per his knowledge, charge has not been framed till date.

8. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail, **but only after framing of charge, if not framed**, on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned J.M. 1st Class, Araria in connection with Palasi P.S. Case No.78 of 2023, subject to the following conditions as laid down under Section 437(3) of Cr.P.C.

(Dr. Anshuman, J.)

Prakashmani/-

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