

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13699 of 2024**

Arising Out of PS. Case No.-28 Year-2023 Thana- KURSAKANTA District- Araria

Sumit Kumar Purve @ Chhotu Son of Balram Purve Resident of village -
Kala Baluwa, Ward No. - 05, P.S. - Raniganj, Dist.- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ramesh Kumar Singh, Advocate

For the Opposite Party/s : Mr. Pronoti Singh, APP

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

ORAL ORDER

2 05-03-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Kursakanta (Sonamani Godam) P.S. case No. 28 of 2023
instituted for the offences under Sections 302, 120B/34 of the
Indian Penal Code and 27 of the Arms Act.

3. It is a case of commission of murder of the son of
the informant.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case.
Petitioner is not named in the F.I.R. The name of the petitioner



has transpired on the basis of self confessional statement of the petitioner. Learned counsel further submitted that there is earlier land dispute between the informant and the co-accused Anand Thakur. The co-accused person, Anand Thakur who is named in the FIR has already been granted bail by a Coordinate Bench of this Court vide order dated 12.09.2023 passed in Cr. Misc. No. 37234 of 2023. The informant is not the eye-witness to the occurrence. No incriminating article has been recovered from the possession of the petitioner. Learned counsel further submitted that T.I.P. has not been conducted till date. Charge-sheet has been submitted in this case. It has been submitted on behalf of the petitioner that the petitioner is in custody since 16.06.2023 and has one criminal antecedent.

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 Kursakanta
(Sonamani Godam) P.S. case No. 28 of 2023.

(Rudra Prakash Mishra, J)

Alok Verma/-

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