

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19897 of 2024

Arising Out of PS. Case No.-534 Year-2023 Thana- NAANPUR District- Sitamarhi

SANTOSH RAI S/O YUGESHWAR RAI R/O VILLAGE- BHAURGADH,
P.O- BUDHNAGRA DEORHI, P.S- NANPUR (BOKHRA), DISTT.-
SITAMARHI.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arinjay Kumar

For the Opposite Party/s : Mr.Bhanu Pratap Singh

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

3 25-04-2024 Heard learned counsel appearing on behalf
of the parties.

2. The petitioner seeks bail in connection with
Nanpur P.S. Case No.534 of 2023 registered for the offence
under Sections 302, 201 and 120B of the Indian Penal Code.

3. Allegation against the petitioner is to have
committed murder of son of the informant along with other co-
accused persons.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner has falsely been
implicated in the present case. It is submitted that there is no
eye-witness to the present occurrence. It is also submitted that
the son of the informant was in love affairs with the daughter of



the other co-accused person, where, the petitioner has no concern with him. It is further submitted that petitioner is a man of clean antecedent and he is in custody since 26.10.2023.

5. Learned APP appearing for the State, opposes the prayer for bail of the petitioner.

6. Considering the facts and circumstances and submissions made on behalf of the petitioner and as allegation against this petitioner is to have seen accompanied with the deceased while going to *Mela* and the informant also seen his son with the several boys in *Mela* and as it appears from perusal of case diary that no eye-witness and circumstantial witness is there in the present occurrence and it also appears from perusal of postmortem report that cause of death is due to asphyxia leading to CR failure as a result of hanging produced by the rope like object, let the petitioner, above named, is directed to be released on bail in connection with Nanpur P.S. Case No.534 of 2023 on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sitamarhi.

(Ramesh Chand Malviya, J)

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