

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15092 of 2024

Arising Out of PS. Case No.-281 Year-2023 Thana- AMARPUR District- Banka

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Ankit Sharma @ Ankit Kumar @ Ankit Kumar Sharma, son of Nishikant Sharma, resident of Village-Mahouta P.S.- Amarpur, Dist- Banka

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Yogesh Chandra Verma, Senior Advocate

Mr. Brij Nandan Prasad, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

6 06-09-2024 Heard learned counsel for the petitioner and

learned Additional Public Prosecutor for the State.

2. The accused/petitioner is named in the FIR and apprehending his arrest in connection with Amarpur P.S. Case No.281 of 2023 registered under Sections 302, 120-B of the Indian Penal Code and Section 27 of the Arms Act.

3. Allegation against the petitioner is to commit the murder of son of informant along with other co-accused persons due to previous enmity.

4. It is submitted by Mr. Yogesh Chandra Verma, learned senior counsel that from the perusal of FIR, the maximum allegation against the petitioner appears to advance threat prior to this occurrence to the deceased son



of informant. Learned senior counsel submitted that the allegation is limited with "last seen" which is available against co-accused Chandra Shekhar Singh and Sanjay Sao and even allegation of "last seen" is not available against this petitioner. Moreover, during course of investigation, wife of deceased gave an application to the Investigating Officer of this case stating thereof that accused-petitioner is of no concern with murder of her husband and he appears implicated out of ignorance of her father-in-law, who is the informant of this case. It is further submitted by Mr. Verma that similarly situated co-accused namely, Mithun Pathak @ Mithun Kumar Pathak has already been granted anticipatory bail by this Court vide order dated 20.02.2024 passed in Cr. Misc. No.8716 of 2024. While concluding argument, it is submitted that petitioner is a man of clean antecedent.

5. Learned APP opposes the prayer of bail.

6. In view of aforesaid facts and circumstances, as it appears *prima facie* that implication of this petitioner in present case is out of suspicion arises from threat and land dispute only, accordingly, the petitioner, above-named, is



directed to be released on bail in the event of his arrest or
surrender in the court below within a period of four weeks
from today, 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,
Banka in connection with Amarpur P.S. Case No.281 of
2023, subject to the conditions as laid down under Section
438(2) of the CrPC/under Section 482(2) of the BNSS.

(Chandra Shekhar Jha, J.)

Sanjeet/-

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