

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15851 of 2024

Arising Out of PS. Case No.-61 Year-2022 Thana- ROHTAS COMPLAINT CASE District-
Rohtas

Vakil Paswan S/O Bihari Paswan R/O Village- Garigawan, P.S- Dinara, Distt.-
Rohtas. Petitioner

Versus

1. The State Of Bihar
2. Mundrika Paswan S/O Late Bhikhari Paswan R/O Village- Delhuaon, Post-
Indaur, P.S- Dinara, Distt.- Rohtas. Opposite Party

Appearance :

For the Petitioner : Mr.Nagendra Upadhyay, Advocate
For the Opposite Party/s : Mr.Upendra Kumar, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 27-03-2024 Heard learned counsel for the petitioner and the State.

2. Petitioner seeks regular bail in a case registered for
the offence under Sections 365/34 of the Indian Penal Code.

3. It is alleged that on 12.09.2021, when son of the
complainant had gone Dinara Market, all the accused persons
caught him and took away to Noida and on 15.09.2021,
complainant's son informed him that he had been forcibly taken
away to Noida. It is further alleged that when complainant and
his wife went to Noida at the house of accused persons, then
accused persons denied about any information of his son, but on
inquiry, the complainant came to know that his son was
murdered by the accused persons and his dead-body was thrown
in Yamuna river, however; the dead-body of his son could not be



traced out.

4. It is submitted on behalf of petitioner the there is no direct or indirect evidence against the petitioner to show his complicity in the occurrence. Complainant is not eye-witness to the occurrence and only suspicion has been raised against petitioner. Complaint has been lodged after an inordinate delay of three months and there is no plausible explanation of delay. Petitioner has got clean antecedent.

5. Learned A.P.P. for the State opposed the bail petition.

6. Considering the fact that only suspicion has been raised against the petitioner, there is delay in lodging the complaint and petitioner has got clean antecedent, let the above named petitioner be enlarged on bail on furnishing bail-bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of the J.M. 1st Class, Bikramganj, District – Rohtas at Sasaram in connection with Complaint Case No. 61 of 2022.

Shashi

(Prabhat Kumar Singh, J)

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