

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17193 of 2024

Arising Out of PS. Case No.-238 Year-2023 Thana- BYPASS District- Patna

Raju Kewat @ Raju Kevat, aged about 50 years, Male Son of Late Ram Babu Kevat @ Late Shayam Babu Kevat, Resident of Village - Karmalichak, P.S. - Bypass, District – Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arvind Kumar Pradhan, Advocate

For the Opposite Party/s : Mr. Jai Narain Thakur, APP

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA

ORAL ORDER

2 20-03-2024 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in connection with Bypass P.S. Case No. 238 of 2023 instituted for the offences punishable under Sections 302, 201/34 of the Indian Penal Code.

3. As per the prosecution case, a dead body of a unknown lady was lying at the coast of Nala near gas agency.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence and has falsely been implicated in this case merely on the basis of mere suspicion. Petitioner is not named in the FIR and no incriminating article has been recovered from the possession of the petitioner. There is vague and omnibus allegation that some



unknown persons killed the deceased and threw the body in to a Nala. Petitioner has not been arrested at the place of occurrence rather the petitioner has been arrested from his house. Petitioner has got no criminal antecedent as stated in para 3 of the petition is in custody since 21.05.2023.

5. Learned APP opposes the prayer for bail.

6. From perusal of the FIR and impugned order of the learned 1st Additional District and Sessions Judge, Patna City, Patna dated 09.10.2023, it appears that petitioner is not named in the FIR and his name transpired in this case on the basis of confessional statement of co-accused namely, Suraj Kumar and Guddu Kumar. Perusal of the impugned order, it appears that the caused of death mentioned as opinion reserved, accordingly the prayer for bail of the petitioner is allowed. Let the petitioner above named 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 the learned A.C.J.M.-VI, Patna City in connection with Bypass PS Case No. 238 of 2023.

(Ramesh Chand Malviya, J)

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