

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24279 of 2024

Arising Out of PS. Case No.-261 Year-2023 Thana- POTHIYA District- Kishanganj

Malin Pramanik son of Sumrit Pramanik @ Samarit Pramanik Village- Khunti
Jhargaon Patagoda Bazar ps- Islampur Dist- Uttar Dinajpur W.B, A/P- Halda
Ps- Pothia Dist- Kishanganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ram Prawesh Kumar

For the Opposite Party/s : Mr.Amitesh Kumar

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

3 11-07-2024 Heard the learned counsel for the petitioner as well
as the learned Additional Public Prosecutor for the State.

2. The petitioner is seeking regular bail in connection
with Pothia P.S. Case No. 261 of 2023 for the offences
punishable under Section 302 of the Indian Penal Code.

3. The informant is widow of the deceased (Raju
Matho). It has been mentioned in the FIR that the petitioner had
taken Rs. 30,000/- on credit from the deceased. At the pretext of
payment of dues, the petitioner called the deceased to his house
and when the deceased went there, the petitioner assaulted with
pointed weapon. On hearing hue and cry, the informant went
there and found the dead body of her husband. The petitioner
absconded from his house. In the next morning, she lodged an



FIR.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. He has further submitted that the FIR was not lodged on the same day, rather it was lodged in the next morning, which makes the prosecution case suspicious.

5. On the other hand, the learned APP for the State has opposed the prayer for bail and submitted that in paragraph no. 23 of the case diary, the petitioner has confessed his guilt stating that he killed the deceased by inflicting blows with trident. He has further submitted that the postmortem report shows that the injuries caused by pointed weapon was found on the dead body.

6. Considering the above-mentioned facts and circumstances and also considering that on disclosure of the petitioner, the police recovered the trident, wherefrom he had murdered the deceased, I do not think it to be a fit case for bail, which is hereby rejected.

(Nawneet Kumar Pandey, J)

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