

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25168 of 2024

Arising Out of PS. Case No.-59 Year-2019 Thana- BARHIYA District- Lakhisarai

Raushan Kumar, Son of Tej Narayan Singh, R/o Village- Rampur Dumra, P.S-
Maranchi, Dist.- Patna.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Arun Kumar, Advocate

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

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 10-04-2024 Heard learned counsel for the petitioner and

learned Additional Public Prosecutor for the State.

2. The accused/petitioner seeks bail in connection

with Barahiya P.S. Case No.59 of 2019 registered for the

offence punishable under Sections 302, 201, 120-B read

with 34 of the Indian Penal Code and Section 27 of the

Arms Act.

3. The accused/petitioner is not named in the FIR

and is in custody since 30.12.2023.

4. The allegation against the petitioner is to

commit murder of younger brother of the informant along

with other co-accused persons due to previous enmities.



5. Learned counsel appearing on behalf of the petitioner submitted that name of petitioner surfaced in the present case on the basis of confessional statement of co-accused, namely, Suman Ranjan, where in furtherance thereof, no incriminating material recovered/surfaced, during the course of investigation, which may connect this petitioner *prima facie* with the present set of occurrence/murder. It is further submitted by learned counsel that said co-accused, namely, Suman Ranjan has already granted bail by one of the learned co-ordinate Bench of this Court through Cr. Misc. No.59671 of 2019 dated 27.09.2019. It is further submitted that other co-accused persons, namely, Diwakar Singh through Cr. Misc. No.79159 of 2019 dated 04.01.2019, Sohan Prasad Singh @ Sohan Singh through Cr. Misc. No.75680 of 2019 dated 20.01.2020 and Manish Singh @ Manish Kumar through Cr. Misc. No.64516 of 2023 respectively were granted bail by different co-ordinate Bench of this Court. While concluding argument, it is submitted that investigation of this case has been completed, for which, charge-sheet has been submitted and, as such, there is no



chance of tampering with the evidence.

6. Learned APP opposes the prayer for grant of bail to the petitioner.

7. In view of facts and circumstances as mentioned above, as no incriminating material appears to be recovered during the course of investigation as to connect this petitioner *prima facie* with present set of occurrence/confessional statement of co-accused, coupled with the fact that charge-sheet has already submitted, where petitioner is in custody since 13.12.2024, accordingly, the petitioner, above-named, is directed to be released on bail 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, Lakhisarai in connection with Barahiya P.S. Case No.59 of 2019, subject to the conditions as laid down under Section 437(3) of the CrPC.

(Chandra Shekhar Jha, J.)

Sanjeet/-

U		T	
---	--	---	--

