

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28441 of 2024

Arising Out of PS. Case No.-187 Year-2020 Thana- CHAKAND District- Gaya

Prem Kumar @ Prem Chaudhary Sheonath Choudhary Village- Barki Takiya,
PS- Chakand, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sunil Kumar Yadav

For the Opposite Party/s : Mr. Pawan Kumar Chaurasia

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 26-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 302/34 of the Indian
Penal Code.

3. As per prosecution case, eleven accused persons
named in the FIR including the petitioner killed the brother of
the informant and threw his dead body in a bush.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. No one is
the eye witness of the alleged occurrence. Petitioner has
committed no offence and he has been apprehended merely on
the basis of suspicion. General and omnibus allegation of
assaulting is levelled against the petitioner. The eleven persons,



who have been made accused in this case but there is no specific overt act against the petitioner. Petitioner has got no criminal antecedent as stated in para-3 of the bail application. He is languishing in judicial custody since 2.11.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge XI, Gaya in connection with Chakand P.S. Case No. 187 of 2020.

(Sunil Kumar Panwar, J)

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