

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32568 of 2023

Arising Out of PS. Case No.-17 Year-2022 Thana- GOBARHIA District- West Champaran

Brijlal Pave Son Of Dayaram Pave Resident Of Village - Naurangiya Done,
P.S. - Gobrahiya, Distt. - West Champaran

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ravi Kumar

For the Opposite Party/s : Mr.Umeshanand Pandit

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

6 25-01-2024 Heard learned counsel for the petitioner,

informant and learned A.P.P appearing on behalf of the

State.

The petitioner is languishing in custody in a

case registered for the offences punishable under

Sections 341, 323, 325, 302, 504, 34 of the Indian

Penal Code.

It is a case of commission of murder of the

father of the informant. It is alleged against all the F.I.R

named accused persons including the petitioner that they

pushed the father of the informant from the roof-top, as

a result of which, he sustained injuries on arms and



head and died during the course of treatment.

It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. There is land dispute between the parties. For the alleged occurrence of 12.08.2022, F.I.R was registered on 18.08.2022 without explaining the delay and thereafter on 30.08.2022, the father of the informant died. There is general and omnibus allegation against the petitioner. The petitioner is languishing in custody since 27.09.2022. A statement has been made in para 3 of the petition that petitioner is accused in two other cases apart from the present one.

In contra, learned counsel appearing on behalf of the informant and learned A.P.P appearing on behalf of the State have vehemently opposed the prayer for bail of the petitioner.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be



released on bail **after framing of charge, if the charge has still not been framed** and on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Bagaha, West Champaran in connection with Gabrahiya P.S. Case No. 17 of 2022.

(Sunil Kumar Panwar, J)

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