

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31271 of 2024

Arising Out of PS. Case No.-26 Year-2024 Thana- DAGARUA District- Purnia

1. Hansraj Kumar @ Hans Raj Kumar Vishwas son of Suresh Kumar Village-
Dodhariya Ps- Dagarua Dist- Purnea
2. Mukesh Kumar @ Mukesh Vishwas son of Prem Narayan Biswas Village-
Dodhariya Ps- Dagarua Dist- Purnea
3. Praveen Kumar @ Tapesb Kumar son of Ram Lal Biswas Village-
Dodhariya Ps- Dagarua Dist- Purnea
4. Abit Kumar @ Chunna Kumar son of gopal Biswas Village- Dodhariya Ps-
Dagarua Dist- Purnea
5. Rakesh Kumar son of Arul Biswas Village- Dodhariya Ps- Dagarua Dist-
Purnea

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vikram Singh, Advocate
For the Opposite Party/s : Mr. Shailendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 21-05-2024 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

2. The petitioners apprehend their arrest in connection
with Dagarua P.S. Case No. 26 of 2024 instituted under Sections
120(B), 302, 34, 328, 504 and 506 of the Indian Penal Code.

3. As per the prosecution case, the petitioners asked
the informant to send his son to work with them in Punjab. The
allegation against the petitioners is that they had killed the son
of the informant and brought him in an ambulance in front of



Bajrangwali temple near the village Dodhria. It is alleged that petitioners have undertaken to compensate the informant as per panchayati but failed to comply the same.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated in this case. He further submits that the petitioners are co-villagers who had helped to bring the dead body of the victim on Ambulance but the informant after about two months later filed the complaint case against the petitioners with the ulterior motive. He also submits that there is no post-mortem report to suggest that the victim was murdered. The allegation that the petitioners had assured to give the compensation is an after-thought. Petitioners have no criminal antecedent and undertake to co-operate in the investigation.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioners be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount to each to the satisfaction of the learned



Chief Judicial Magistrate, Purnea/ Concerned Court Below in connection with Dagarua P.S. Case No. 26 of 2024, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973.

(Sunil Dutta Mishra, J)

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