

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33810 of 2024

Arising Out of PS. Case No.-830 Year-2023 Thana- DEHRI TOWN District- Rohtas

Pankaj Kumar @ Jimedar Kumar Son of Mithilesh Singh @ Mithilesh Yadav
Resident of Village- Bagahi, Police Station- Barun, Dist.- Aurangabad

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raghunandan Kumar Singh, Adv.

For the Opposite Party/s : Mr.Dinesh Singh, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 13-05-2024 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Sessions Trial No. 82 of 2024 arising out of Dehri P.S. Case No. 830 of 2023 dated 14.10.2023 registered for the offences punishable u/ss 302, 120B read with Section 34 of the Indian Penal Code and u/s 25(1-b)a/26/35 of the Arms Act.

3. As per the prosecution case, when the informant's son was going to Dehri to meet his sister then the informant's friend called on the informant's another son's mobile and told him that his brother met with an accident near the Sone River Bridge. When the informant reached there and saw that his son



was lying there in a very strange condition and some persons were chasing the car which got caught with the help of the administration and two people were apprehended who disclosed their names as Ankit Kumar and Sonam Kumar. Thereafter, the informant's son was taken to the hospital, where the doctor declared him dead. The informant alleged that the accused persons threatened the informant earlier also and they hatched the conspiracy to hit my son with a Bolero vehicle while he was driving due to which he got seriously injured and while being taken for treatment, his son died in hospital.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner is not named in the F.I.R. The name of the petitioner has sprung up in the confessional statement of the co-accused, Ankit Kumar. Nothing has been recovered from the conscious possession of the petitioner. It is further submitted that the petitioner has no concern with the alleged offence. The petitioner has three criminal antecedents as stated in para 3 of the bail petition. The petitioner is in custody since 18.10.2023.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances



of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Rohtas at Sasaram in connection with Sessions Trial No. 82 of 2024 arising out of Dehri P.S. Case No. 830 of 2023 with the condition :-

(i) The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the prosecution will be at liberty to move for cancellation of his bail bond.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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