

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33582 of 2024**

Arising Out of PS. Case No.-534 Year-2023 Thana- NAANPUR District- Sitamarhi

Arjun Rai Son of Asarfi Rai Resident of Village - Bhaurgarh, P.S.- Nanpur Bokhra, District - Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Fahad Khurshid
For the Opposite Party/s : Mr.Aditya Narayan Singh.1

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 20-05-2024 Heard learned counsel appearing on behalf
of the parties.

2. The petitioner seeks bail in connection with
Nanpur P.S. Case No.534 of 2023 registered for the offence
under Sections 302, 201 and 120B of the Indian Penal Code.

3. Allegation against the petitioner is to have
committed murder of son of the informant along with other co-
accused persons.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner has falsely been
implicated in the present case. It is submitted that there is no



eye-witness to the present occurrence. It is also submitted that the son of the informant was in love affairs with the daughter of the other co-accused person, where, the petitioner has no concern with him. It is submitted that similarly situated co-accused person has already been granted bail by this Court through Cr. Misc. No.19897 of 2024 on 25.04.2024. It is further submitted that petitioner is a man of clean antecedent and he is in custody since 26.10.2023.

5. Learned APP appearing for the State, opposes the prayer for bail of the petitioner.

6. Considering the facts and circumstances and submissions made on behalf of the petitioner and as allegation against this petitioner is to have seen accompanied with the deceased while going to *Mela* and the informant also seen his son with the several boys in *Mela* and as it appears from perusal of case diary that no eye-witness and circumstantial witness is there in the present occurrence and it also appears from perusal of postmortem report that cause of death is due to asphyxia leading to CR failure as a result of hanging produced by the rope like object, let the petitioner, above named, is directed to be released on bail in connection with Nanpur P.S. Case No.534 of 2023 on furnishing bail bonds of Rs.10,000/- (Rupees Ten



Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-III, Sitamarhi.

(Ramesh Chand Malviya, J)

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