

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34113 of 2024

Arising Out of PS. Case No.-928 Year-2022 Thana- MANER District- Patna

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Aniket Kumar son of Vinay Singh @ Bigan Singh Village- Nagatola Byapur
Ps- Maner Dist- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Amit Narayan

For the Opposite Party/s : Mr.Brajendra Nath Pandey

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 20-09-2024 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner seeks bail in a case registered for the
offences punishable under Sections 302 and 34 of the Indian
Penal Code.

3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and is a young boy
aged about 22 years and is in custody since 3-1-2024 and the
informant alleges that on 13-12-2022 at about 9:30 PM, his son
(deceased) received a call on his mobile from Raja King, who
asked him to come out of the house, accordingly, his son went to
meet Raja, thereafter Raja along with six named accused
persons including the petitioner abducted his son and killed him
and threw his body in a canal, further the mobile from which his



son had received the call was recovered from the house of Raja and was handed over to the police.

4. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant. It is further submitted that the FIR does not disclose that as to how the informant came to know about the participation of the petitioner in the occurrence nor the FIR even remotely suggests that Raja disclosed the name of the petitioner. It is next submitted that date of occurrence is 13-12-2022 and the dead body of the deceased was sent for post-mortem on 14-12-2022 and thereafter the FIR came to be instituted on 16-12-2022 and the same was received in the Court on 22-12-2022, but then it is submitted that the FIR does not even remotely suggest that the dead body of the deceased was found on 14-12-2022 itself, when the FIR has been instituted on 16-12-2022, which casts an aspersion on the case of the prosecution. It is also submitted that post-mortem of the dead body was conducted and the post-mortem report records the cause of death as asphyxia due to drowning.

5. Learned A.P.P. for the State vehemently opposes the prayer for bail of the petitioner.

6. Considering the submission made by learned



counsel for the petitioner, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Maner P.S. Case No. 928 of 2022.

(Satyavrat Verma, J)

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