

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43383 of 2024

Arising Out of PS. Case No.-86 Year-2022 Thana- DEV District- Aurangabad

1 . Baishakhi Bhuiyan, age 56 yrs, male, S/O-late Sukan Bhuiyan,
2. Mosafir Bhuiyan @ Musafir Bhuiyan, age 30 yrs, S/O-Baishakhi Bhuiyan,
Both R/O Village- Banda, P.S Deo, District Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mukul Kumari , Advocate
For the Opposite Party/s : Mr. Jharkhandi Upadhyay, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 23-08-2024 Heard learned counsel for the petitioners and learned
APP for the State. 2.

2. The petitioners has prayed for regular bail in a case
instituted for the offence under Sections 302, 201, 120B of the
Indian Penal Code .

3. As per prosecution case , informant suspects that
these petitioners along with other co-accused persons killed the
husband of the informant.

4. It is submitted by learned counsel for the petitioners
that petitioners have been falsely implicated in this case due to
ulterior motive . From bare perusal of F.I.R., it is apparent that
informant is not an eye witness to the alleged occurrence and
only suspicion has been raised against these petitioners.



Similarly situated co-accused persons have already granted bail by this Court vide order dated 11.05.2023 in Cr. Misc. No. 48040 of 2022 , order dated 14.09.2023 in Cr. Misc. No. 60635 of 2023 and vide order dated 13.10.2023 65355 of 2023 .
Petitioners are in custody since 08.11.2023 .

5 . Learned counsel for the State opposed the bail petition .

6. Considering the period of custody and also the fact that similarly situated co-accused have already been granted bail, prayer for bail of the petitioners is allowed.

7. Let the petitioners, as named above, be enlarged on bail on furnishing bail bond of Rs. 10,000/-(ten thousand) each with two sureties of the like amount each to the satisfaction of learned CJM Aurangabad in connection with Deo Police Station Case No. 86 of 2022 .

(Prabhat Kumar Singh, J)

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