

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46916 of 2024

Arising Out of PS. Case No.-203 Year-2022 Thana- SUPPI District- Sitamarhi

MD. SERAJ SON OF MD. FARUQUE @ SHEIKH FARUQUE Resident of
Village - Akhata Purwi, Police Station - Suppi, District - Sitmarhi

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Madhubala Verma

For the Opposite Party/s : Mr.Sharda Kumari

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 06-08-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 363, 302, 201, 120(B), 34 of the Indian Penal Code.

3. As per prosecution case, it is alleged that the son of the informant namely, Md. Ayan, aged about 8 years was abducted and murdered by the accused persons.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. The prosecution case lodged against unknown. The petitioner has falsely been implicated in this case on the basis of confessional statement of co-accused Md. Sahreyar before police which has got no evidentiary value in the eye of law. No any eye witness



of the alleged occurrence. During investigation, nothing has come against the petitioner. He has got no criminal antecedent as stated in para-3 of the bail petition and he is languishing in judicial custody since 5.3.2024. Similarly situated co-accused persons have granted bail by this Court vide order dated 27.4.2023 passed in Cr. Misc. No. 2820 of 2023 which is annexed as Annexure P/2 series.

5. Learned APP appearing for the state has opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Suppi P.S. Case No. 203 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sitamarhi.

(Sunil Kumar Panwar, J)

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