

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55170 of 2024

Arising Out of PS. Case No.-71 Year-2024 Thana- ITARHI District- Buxar

Manoj Choubey @ Manoj Kumar Choubey SON OF LATE SIDHNATH
CHOUBEY VILLAGE- SUKARWALIYA, PS- ITARHI, DIST- BUXAR

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Digvijay Kumar Ojha

For the Opposite Party/s : Mr.Dinesh Singh

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 25-09-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Itarhi P.S. Case No. 71 of 2024 registered for the offences under
Sections 341, 323, 302, 201, 504, 506/34 of the Indian Penal
Code.

3. The deceased died on 26.9.2022. The FIR has
been filed on 20.04.2024, i.e. after more than one year and
seven months.

4. The informant had also filed a complaint case in
which cognizance has been taken under Section 498 A of the
Indian Penal Code. The informant had filed other cases also.

5. The petitioner is in jail since 15.5.2024.

6. The learned counsel for the petitioner submits



that after the death of her husband, the informant is filing case after case and there is no material against the petitioner to support the allegation levelled against him.

7. Learned counsel for the petitioner also submits that the two witnesses who have supported the case of the prosecution, are inimical to the petitioner and they have said that they have seen the deceased being taken on a Jeep and he has been killed by poisoning.

8. Considering the aforesaid facts, this application is allowed.

9. Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned CJM, Buxar in connection with Itarhi P.S. Case No. 71 of 2024.

(Sandeep Kumar, J)

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