

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54222 of 2024

Arising Out of PS. Case No.-248 Year-2020 Thana- BATHNAHA District- Sitamarhi

Raju Sharma @ Raju Kumar Thakur Son of Surendra Sharma @ Surendra
Thakur R/O Village-Koili, P.S-Bathnaha, District-Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sunil Prasad Singh, Advocate

For the Opposite Party/s : Mr. Rajiv Nayan, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 13-12-2024 Heard the parties.

2. Petitioner seeks regular bail in connection with Bathnaha
P.S. Case No.248 of 2020, registered for the offence punishable
u/s 302, 120(B)/ 34 of IPC.

3. As per prosecution case, petitioner and other co-accused
persons armed with swords came to the house of the informant
and assaulted the mother of the informant causing her death.
The occurrence took place in the background of dispute over
right to way and kidnapping of the sister of the informant.

4. It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has not committed any offence.
He has been falsely implicated in this case. The allegation
leveled against the petitioner is not specific rather general and
omnibus in nature. The postmortem report does not corroborate



the allegation of indiscriminate assault of sword by four persons on the neck of mother of the informant. Petitioner has two criminal antecedent as mentioned in para 3 of the bail application and has been languishing in custody since 09.05.2024.

5. Learned APP for the State opposed the prayer for bail.

6. Considering the aforesaid facts and circumstances and the nature of allegation, I am not inclined to enlarge the petitioner on bail. The prayer for grant of regular bail on his behalf is hereby rejected.

7. This application is accordingly dismissed.

8. However, petitioner shall be at liberty to renew his prayer for regular bail after framing of charge.

(Anjani Kumar Sharan, J)

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