

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56751 of 2023

Arising Out of PS. Case No.-134 Year-2022 Thana- PALIGANJ District- Patna

Ravi Kumar, S/O Ramji Yadav R/O Village- Salempur , Ps. Kinjar Dist.
Arwal

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anil Kumar Choudhary

For the Opposite Party/s : Mr.Pramod Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

4 13-02-2024 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in anticipation of his
arrest in a case registered for the offences punishable under
Section 302 and 34 of the Indian Penal Code read with
Section 27 of the Arms Act.

3. The learned counsel for the petitioner submits
that the petitioner is a person with clean antecedent. It is
next submitted that the informant instituted the instant
F.I.R. against unknown with regard to murder of his brother.
It is next submitted that the F.I.R. was against unknown and
the name of the petitioner transpired in the statement of



Pinki Kumari, who was having an illicit relationship with the deceased and was wife of Kunna Yadav @ Anil Yadav.

4. The learned counsel for the petitioner submits that police thereafter investigated the case threadbare and came to a considered conclusion that petitioner was not involved in the offence, as such, submitted final form no.264 of 2022 dated 30.06.2022 (Annexure-3) exonerating the petitioner of the allegation alleged. It is next submitted that the learned Magistrate differing with the police report took cognizance. It is next submitted that when one investigating agency after a threadbare investigation came to a considered conclusion that petitioner is innocent, whether it would be prudent for the Court to send the petitioner to judicial custody.

5. Learned A.P.P. opposes the bail application.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner, above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on bail on his furnishing bail-bonds in the sum



of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Sub-Divisional Judicial Magistrate, Danapur, Patna in connection with Paliganj P. S. Case No.134 of 2022, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

7. The application stands allowed.

(Satyavrat Verma, J)

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