

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71735 of 2023

Arising Out of PS. Case No.-20 Year-2015 Thana- BATHNAHA District- Sitamarhi

MD. CHAND @ CHAND MOHAMMAD, Male, aged about 41 years, son of
Juman Mansoori Village- Hirauta W.No-16, Ps- Hiramma Dist- Sheohar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pushpendra Kumar Singh, Advocate

Smt. Divya Bharti, Advocate

For the Opposite Party/s : Mr. Ram Bilash Roy Raman

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

7 27-03-2024

Heard learned counsel appearing on behalf

of the parties.

2. The petitioner seeks bail in connection with
Bathnaha P.S. Case No.20 of 2015 registered for the offence
under Sections 302/34 of the Indian Penal Code and Section 27
of the Arms Act.

3. Allegation against the petitioner is to have
committed murder of husband of the informant along with other
co-accused persons.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner has falsely been
implicated in the present case, where, petitioner is not named in
the FIR and his name surfaced during course of investigation. It



is submitted that specific allegation is against other co-accused, namely, Santosh Chaudhary, who has already been convicted by the learned Sessions Judge, Sitamarhi through Sessions Trial No.488 of 2015. It is further submitted that the informant is eye-witness of the present occurrence, where, she did not whispered anything about the present petitioner. It is further submitted that petitioner is in custody since 09.02.2022.

5. Learned APP appearing for the State, opposes the prayer for bail of the petitioner.

6. Considering the facts and circumstances and submissions made on behalf of the petitioner, let the petitioner, above named, is directed to be released on bail in connection with Bathnaha P.S. Case No.20 of 2015 on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned 14th Additional Sessions Judge, Sitamarhi.

(Ramesh Chand Malviya, J)

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