

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72181 of 2024

Arising Out of PS. Case No.-139 Year-2024 Thana- HARNAUT District- Nalanda

Sujeet Kumar S/o Bhushan Prasad Resident of village- Manpur, police station- Sare, District- Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Kumar Singh, Advocate
For the Opposite Party/s : Mrs. Veena Kumari Jaiswal, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

3 21-11-2024 Heard learned counsel for the petitioner, learned APP for the State and perused the case diary.

2. The petitioner seeks bail in Harnaut P.S. Case No. 139 of 2024, instituted for the offences punishable under Section 302 of the Indian Penal Code and Section 27 of the Arms Act.

3. The prosecution case, in short, is that, brother of the informant was shot dead by some unknown miscreants.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. No incriminating material has been recovered from



the conscious possession of the petitioner. Learned counsel for the petitioner also submits that the petitioner is not named in the FIR. Name of the petitioner has transpired in this case on the basis of his own confessional statement along with the confessional statement of other co-accused persons in connection with Harnaut P.S. Case No. 154 of 2024 and the same has got no evidentiary value. It is further submitted that as per confessional statement it has come to light that co-accused Bipin and Mousam have shot the brother of the informant. There is no specific allegation attributed against the petitioner. The allegation levelled against the petitioner is general and omnibus in nature. The petitioner is in custody since 03.04.2024 and has got four criminal antecedents.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court



below/concerned Court in connection with Harnaut P.S. Case
No. 139 of 2024.

(Rudra Prakash Mishra, J)

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