

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73851 of 2023

Arising Out of PS. Case No.-134 Year-2023 Thana- CHANDI District- Bhojpur

Daroga Musahar Son Of Rangbanadur Musahar Resident Of Village -
Jahanpur, P.S. - Chandi, District - Bhojpur

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravindra Kumar, Advocate

For the Opposite Party/s : Mr. Satyendra Narayan Singh, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

3 12-02-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Chandi P.S. Case No. 134 of 2023 arising out of Hathauri P.S.
Case No. 95 of 2015 for the offence registered under Sections
302, 376, 201, 34 of the I.P.C.

3. Allegation against the petitioner and the other co-
accused persons is of committing rape and murder of the wife of
the informant.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has been
falsely implicated in this case only on the basis of suspicion. He
further submits that there is delay of two days in lodging the
FIR which creates doubt on prosecution case. The petitioner has



two criminal antecedents and he is in custody since 18.05.2023. Charge-sheet has already been submitted in this case and there is no chance of absconding of the petitioner or tampering with the evidence.

5. Learned APP appearing for the State has opposed the prayer of bail of the petitioner and submits that the son of the informant is the eye-witness who clearly stated that the petitioner was involved in the crime.

6. Having heard learned counsel for the parties and also considering the nature of allegation against the petitioner, this Court is not inclined to grant the privilege of regular bail to the petitioner and, as such, his prayer for bail is rejected.

(Sunil Dutta Mishra, J)

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