

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75598 of 2023

Arising Out of PS. Case No.-30 Year-2023 Thana- SILAO District- Nalanda

RAMSWAROOP RAJBANSHI @ DOLAN RAJBANSHI son of Mangru
Rajbanshi Village- Dhamar Ps- Rajgir Dist- nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Shashank Shekhar, Advocate
For the Opposite Party/s	:	Ms. Rina Sinha, APP
For the Informant	:	Mr. Ram Vinay Prasad Singh, Advocate

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

ORAL ORDER

5 12-03-2024 Heard learned counsel appearing on behalf
of the parties.

2. The petitioner seeks bail in connection with
Silao P.S. Case No.30 of 2023 registered for the offence under
Sections 363, 365, 302, 201 and 120B of the Indian Penal Code.

3. Allegation against the petitioner is to have
committed murder of son of the informant.

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 on the basis of confessional
statement of other co-accused persons, namely, Chhotu Kumar,
who has already been granted bail by learned court below,



although, an application for cancellation of bail of the petitioner has been filed. It is submitted that there is no eye-witness to the occurrence. It is also submitted that it appears from perusal of postmortem report that cause of death could not be fully ascertained so viscera preserved and opinion reserved till chemical report from FSL, Patna available. It is also submitted that nothing incriminating has been surfaced, during course of investigation, which may connect this petitioner with the present set of occurrence. It is further submitted that petitioner is a man of clean antecedent and he is in custody since 26.04.2023.

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 Silao P.S. Case No.30 of 2023 on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class, Biharsharif, Nalanda.

(Ramesh Chand Malviya, J)

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