

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84710 of 2024

Arising Out of PS. Case No.-295 Year-2024 Thana- GARKHA District- Saran

Rajakumar Bharti @ Raja Bharti Son of Vijay Bharti Resident of Village-
Akhtiyarpur, P.S.- Garkha, Distt.- Saran at Chapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dhananjay Kumar Tiwary, Advocate

For the Opposite Party/s : Mr. Anil Kumar Singh No. 1, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 12-12-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. Petitioner is apprehending his arrest in connection with
Garkha P.S. Case No.295 of 2024, registered for the offence
punishable u/s 302/34 of IPC.

3. Allegedly, the accused person committed murder of the
husband of the informant and thrown the dead body of her
husband in bush.

4. It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has not committed any offence.
He has been falsely implicated in this case on the basis of
suspicion. The petitioner is not named in the FIR and his name
transpired on the basis of confessional statement of co-accused
Durga Rai. It is further submitted that there is no specific overt



act attributed against the petitioner. The specific allegation is against the co-accused persons who are named in the FIR. Petitioner has no criminal antecedent as mentioned in para 3 of the bail application.

- 5. Learned APP for the State opposed the prayer for bail.
- 6. Considering the aforesaid facts and circumstances, nature of allegation and order passed by the Apex Court in the case of *Indresh Kumar v/s The State of UP & Anr. (Criminal Appeal no. 938 of 2022)*, I am not inclined to enlarge the petitioner on bail. The prayer for grant of anticipatory bail on his behalf is hereby rejected.
- 7. This application is accordingly dismissed.

(Anjani Kumar Sharan, J)

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