

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2918 of 2025

Arising Out of PS. Case No.-119 Year-2024 Thana- BENIPATTI District- Madhubani

Md. Javed @ Barababoo aged about 37 years male son of Abdul Khadik
resident of Village - Ranipur, P.S -Benipatti, District - Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Prakash, Advocate

For the Opposite Party/s : Mr. Shyam Kumar Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 24-01-2025 Heard Mr. Ravi Prakash, learned counsel appearing
on behalf of the petitioner and Mr. Shyam Kumar Singh, learned
APP for the State.

2. Petitioner seeks regular bail in connection with
Benipatti P.S. Case No. 119 of 2024 registered for offences
punishable under Sections 302, 34 of the Indian Penal Code.

3. As per the allegation made in the FIR, petitioner
along with other co-accused persons, had allegedly killed the
son of the informant and threw his dead body in Bachhraha
River.

4. Learned counsel appearing on behalf of the
petitioner submits that petitioner is innocent and he has falsely
been implicated in the present case. Petitioner is not named in
the FIR. Specific allegation is against co-accused Sonu Jha, who



took the son of the informant from his house. Petitioner is in custody since 11.11.2024. On these grounds, petitioner seeks to be released on bail.

5. Learned A.P.P., for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the facts and circumstances of the case as well as the period of custody of the petitioner and the petitioner is not named in the FIR, the learned District Court is directed to release the petitioner, above named, on bail upon furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M. I, Benipatti, Madhubani, in connection with Benipatti P.S. Case No. 119 of 2024 subject to the following conditions:

(i) Bailors should be local having sufficient immovable property within the jurisdiction of the Court concerned.

(ii) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court.

(iii) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.



(iv) If the petitioner is found involved in similar nature of offence, after his release on bail, the trial Court shall take steps to cancel his bail bond.

(v) **The learned District Court is directed to verify the criminal antecedent of the petitioner as stated in paragraph no. 3 of the bail application. If any other case is pending against the petitioner as what has been stated in paragraph no. 3, this order will lose its force automatically.**

(Purnendu Singh, J)

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