

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20979 of 2025

Arising Out of PS. Case No.-33 Year-2024 Thana- KHAGAUL District- Patna

Sarita Devi W/o Ashok Paswan R/o of Village- Nayan Chak, P.S.- Khagaul,
District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Raj Kishor Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 18-04-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. Petitioner seeks regular bail in connection with
Khagaul P. S. Case No. 33/2024 in a case registered for the
offence punishable under Section 302/34 of the Indian Penal
Code and Section 27 of the Arms Act.

3. As per the prosecution case, on 08.02.2024, while
the brother of informant was returning his house from the
market, all the accused persons including this petitioner caught
his brother and fired upon him due to which he sustained
firearms injury and when he was taken to Paras Hospital for
treatment, the doctor declared him dead.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this



case only on suspicion. Informant is not an eye witness to the alleged occurrence and has not disclosed the source of information as to how he came to know about involvement of petitioner in the alleged murder of his brother. Allegation is general and omnibus and no specific overt act has been alleged against the petitioner. Petitioner is in custody since 24.11.2024. Chargesheet has already been submitted.

5. Learned A.P.P. for the State vehemently opposed the bail application.

6. Considering the aforesaid facts and circumstances of the case and period of custody, the bail application is allowed. Let the above named petitioner be released on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate-V, Danapur in connection with Khagaul P. S. Case No. 33/2024.

(Prabhat Kumar Singh, J)

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