

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25086 of 2025

Arising Out of PS. Case No.-369 Year-2024 Thana- PATNA CITY CHOWK District- Patna

Santosh Kumar Son of Kashok Ram @ Ashok Ram Resident of Village -
Lohara, P.S.- Harnaut, District - Nalanda.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Piyush Kant Singh

For the Opposite Party/s : Mr. Bharat Bhushan

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 02-05-2025 Heard the learned counsel for the petitioner and
learned APP for the State; Sri Shyam Kumar Singh.

2. The petitioner, who is in custody since 06.08.2024,
seeks regular bail in connection with Chowk P.S. Case No. 369
of 2024 registered for the offence under Sections 103(i), 61(2),
238 & 3(5) of the Indian Penal Code.

3. The deceased was killed by unknown criminals and
his dead body was found in a field. During the investigation, the
police found one *Kanhaiya Poddar* co-accused travelling with
the deceased in a *toto* vehicle and subsequently, during the
investigation, it has come that *Kanhaiya Poddar* was driving the
toto belonging to the deceased which he had taken on rent.
Subsequently there was a dispute between them and *Kanhaiya*
Poddar decided to eliminate the deceased. Thereafter he



conspired with the present petitioner who is the brother-in-law of co-accused *Kanhaiya Poddar*. Co-accused *Kanhaiya Poddar* took the deceased along with him to get a passenger. The petitioner came to the spot on a motorcycle where the crime was committed thereafter, the deceased was strangled and stabbed by the co-accused *Kanhaiya Poddar* and the petitioner.

4. Apart from the self-inculpatory statement of the co-accused *Kanhaiya Poddar*, the petitioner has also given a confessional statement. The presence of the petitioner at the place of occurrence has come up in the analysis of the CDR. The petitioner was in constant touch with co-accused *Kanhaiya Poddar* on the date on which the crime was committed and around the time when the crime was committed.

5. Considering the aforesaid facts and circumstances, I am not inclined to grant bail to the petitioner.

6. Accordingly, this application for regular bail is hereby rejected.

(Sandeep Kumar, J)

Shishir/-

U		T	
---	--	---	--

