

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39674 of 2025

Arising Out of PS. Case No.-230 Year-2024 Thana- DERNI BAZAR District- Saran

Pankaj Kumar @ Joki, S/o Harendra Ray, R/o Village- Rasulpur, PS- Derni,
District- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Raj Ballabh Singh, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

4 04-09-2025 Heard Mr. Rajesh Kumar, learned counsel for the
petitioner and Mr. Raj Ballabh Singh, learned APP for the State.

2. The petitioner has prayed for bail in connection with
Derni P.S. Case No. 230 of 2024 registered for the offence
punishable under Section 103(1) of B.N.S.

3. The case of the prosecution is that the petitioner
called the son of the informant from somebody else's mobile.
When the son of the informant did not return till morning, he was
being searched. On 29.10.2024 at 9:30 P.M., the dead body was
recovered in the paddy field near Bajrahan School.

4. Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has been falsely implicated in this case. It has further
been submitted that as per the F.I.R., the occurrence is of
28.10.2024 and the F.I.R. was lodged on 01.11.2024. There is



delay in filing the F.I.R. It has also been submitted that from perusal of the inquest report it will transpire that the cause of death is suspicious. Even in postmortem, the doctors have opined that the cause of death could not be ascertained. From perusal of the diary, it also transpires that though charge sheet has been filed but the C.D.R. of the mobile number of deceased has yet not been collected by the police and from perusal of the F.I.R., it is clear that there is only suspicion that the petitioner might have killed the son of the informant. Petitioner is having no criminal antecedent and he languishing in judicial custody since 23.11.2024.

5. The application for bail is vehemently opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned J.M.F.C., Saran at Chapra in connection with Derni P.S. Case No. 230 of 2024.

(Ashok Kumar Pandey, J)

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