

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.3704 of 2024

Arising Out of PS. Case No.-1 Year-2024 Thana- CHAKARANDHA P.S. District- Gaya

Suchit Kumar son of Lakshman yadav Ro Village -Choritar PS
-Chakarbandha District -Gaya

... .. Appellant/s

Versus

1. The State of Bihar
2. Daulti Devi Wife of Late Kaplesh Mandal village- Phulwariya, ps- Maigra,
Dist- Gaya

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Sudhir Kumar Sinha, Advocate

For the Respondent/s : Mr. Sadanand Paswan, Spl. Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 05-08-2025 Despite valid service of notice, none appears on
behalf of the respondent no. 2.

2. Heard learned counsel for the appellant and learned
Spl. Public Prosecutor for the State.

3. The present appeal has been filed for setting aside
the order dated 10.07.2024 passed in B.P. No. 2236 of 2024 by
learned Exclusive Special Judge, SC/ST, Gaya in connection
with Chakarbandha P.S. Case No. 01 of 2024 for the offences
under Sections 302, 201/34 of the Indian Penal Code and
Sections 3(i)(r)(s), 3(2)(v) of the SC/ST (POA) Act whereby and
whereunder the prayer of the appellant for regular bail has been
rejected.

4. As per the prosecution case, informant suspects that
co-accused Puna Yadav and Yogesh Yadav killed her husband



and threw his dead body in jungle in order to destroy the evidence.

5. Learned counsel for the appellant submits that appellant is not named in the F.I.R. and his name transpired during course of investigation on the basis of confessional statement of co-accused. The only material that has come during course of investigation is that this appellant was having conversation with one of the co-accused persons prior to the alleged incident. Save and except this, there is no other material to show complicity of the appellant in the present case. Appellant claims clean antecedent and is in custody since 01.06.2024. Charge-sheet has already been submitted.

6. Considering the nature of accusation and period of custody, this Court sets aside the impugned order and directs the release of above named appellant on bail on furnishing bail-bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Exclusive Special Judge, SC/ST, Gaya in connection with Chakarbandha P.S. Case No. 01 of 2024.

(Prabhat Kumar Singh, J)

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