

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83628 of 2024

Arising Out of PS. Case No.-597 Year-2023 Thana- NAUBATPUR District- Patna

Lalit Kumar Son of Sabirchan Paswan @ Sabirachandra Paswan Village-
Rustamganj, P.S.- Naubatpur, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Kumar Yadav , Advocate

Mr. Manish Kumar, Advocate

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

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

6 07-04-2025 Heard learned counsel for the petitioner and the
State .

2. Petitioner apprehends arrest in a case registered for
the offence punishable under sections 364 read with 34 of the
Indian Penal Code .

3 . As per the prosecution case , informant Alok
Kumar has two wives but he is living with his second wife at
Balmichak Phulwarisharif Patna . It is alleged that father of
informant on 20.08.2023 at 10 : 30 O' Clock went outside house
in his scorpio car but did not return . It is further alleged that the
said scorpio car was found standing near petrol pump at painal
and the informant suspects that this petitioner along with other



co-accused persons committed the murder of father of the informant alongwith other known/unknown co-accused persons. The informant raised the suspicion that due to previous dispute with first wife of informant her father, brothers and bahnoi after kidnapping father of informant might have killed him.

4. Learned counsel for the petitioner submits that petitioner is not named in the F.I.R. In the entire F.I.R., informant has not whispered or raised any suspicion against this petitioner. The name of the petitioner transpired on the basis of confessional statement of co-accused persons during investigation, where in furtherance of which, no incriminating material recovered/surfaced, as to connect petitioner prima facie with present occurrence of murder. It is further submitted that the postmortem report of deceased suggest no knife injuries, where cause of death was ascertained as cardio respiratory failure due to drowning, making the entire self inculpatory statement of co-accused Dharmendra Kumar doubtful, on the basis of which the implication of this petitioner was made with present case. Petitioner claims clean antecedent.

5. Learned counsel for the State opposes the bail petition of the petitioner.

6. Considering the aforesaid facts, clean antecedent of



the petitioner and other circumstances of the case , in the event of arrest or surrender within eight weeks from today, let the petitioner, as named above, be enlarged on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-VI, Danapur district Patna in connection with Naubatpur P.S. case No. 597 of 2023 , subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure .

(Prabhat Kumar Singh, J)

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