

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10872 of 2015

Arising Out of PS.Case No. -479 Year- 2014 Thana -GOPALPUR District- BHAGALPUR

Sushil Pandit Son of Late Kasturi Pandit, Resident of village- Bhawanipur,
P.S.- Gopalpur (Rangra O.P.), District- Bhagalpur

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjan Kumar Jha

For the Opposite Party/s : Mr. G.S.Gupta(App)

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 25-05-2015 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is in custody since 23.11.2014 in
connection with Gopalpur (Rangra) P.S. Case No. 479 of 2014 for
the offence registered under sections 302, 201/34 of the Indian
Penal Code.

Learned counsel for the petitioner submits that though
petitioner is not named in the FIR but subsequently on the basis of
suspicion, he was taken into custody and his confessional
statement was extracted by the police which has no evidentiary
value. It is further submitted that the petitioner's wife fled away
and solemnized her marriage with one Bambam Pandit for
which, he had lodged the case against some persons with

regard to the said event and that is why, the petitioner has falsely been implicated. It is further submitted that except the fact that there is suspicion against the petitioner, there is no cogent material on record so as to connect the petitioner with the said offence.

Considering the period of custody and also the fact that petitioner has no criminal antecedent, let the petitioner, as mentioned above, be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of A.C.J.M., Naugachia, Bhagalpur in connection with Gopalpur (Rangra) P.S. Case No. 479/2014.

(Anjana Mishra, J)

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