

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25229 of 2015

Arising Out of PS.Case No. -257 Year- 2014 Thana -SALKHUA District- SAHARSA

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MOHIM LAL RAJAK @ MAHIL RAJAK @ RAM PUKAR RAJAK @
MOHIL LAL RAJAK

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anant Kumar-1

For the Opposite Party/s : Mr. Ansuiya Jaiswal (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 24-07-2015 Petitioner is languishing in custody since
13.02.2014 in a case registered for the offences punishable
under Section 364/34 of the Indian Penal Code, subsequently
Sections 302, 120B I.P.C was also added.

It is alleged that the husband of the
informant went to attend the court proceeding in the company
of co-accused Dinesh Yadav but he did not return neither any
cogent explanation of where about of the husband of the
informant was given by co-accused Dinesh Yadav.
Subsequently it was found that husband of the informant
appeared in the court proceeding but thereafter he went
missing. Consequently the present case was registered on
12.12.2014 under Section 364/34 of the I.P.C but after
recovery of the dead body under Sections 302, 120B I.P.C was
also added. It is alleged by the informant that since Dinesh
Yadav was on inimical terms with the husband of the informant
hence it is suspected that Dinesh Yadav league with other co-

accused including the petitioner might have killed the husband of the informant.

It is submitted by learned counsel for the petitioner that victim and the Dinesh Yadav were accused in the murder case of the father of the petitioner being Salkhua(Banama Itahari O.P.) P.S. Case No. 167 of 2012. Hence the petitioner has been roped in the present case maliciously.

A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

Considering the fact that there is no eye witness to the occurrence and the petitioner having no criminal antecedent, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Saharsa in connection with Salkhua(Banama Ithari O.P.) P.S. Case No. 257 of 2014.

(Dinesh Kumar Singh, J)

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