

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41910 of 2014

Arising Out of P.S. Case No. -115 Year- 2014 Thana -PARIHAR District- SITAMARHI

Nawal Kishore Thakur, Son of Late Ram Chalitar Thakur, R/o Village
Sukki Mushaharniya, P.S. Parihar, District Sitamarhi

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance:

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA

ORAL ORDER

3 05-02-2015

Heard both sides.

The petitioner seeks regular bail in Parihar P.S. Case
No. 115 of 2014 registered under Sections 302/34 of the Indian
Penal Code.

The informant alleged that while his father was
sleeping on the verandah, he saw three persons, namely, Nawal
Kishore Thakur, Anand Pandit @ Nandu and one unknown person
coming. Nawal Kishore Thakur caught his father and put clothes
in his mouth and Anand Pandit assaulted his father with a big
knife.

Learned counsel for the petitioner submits that there
is no eye witness of the occurrence. The Investigating Officer has
stated in paragraph 2 of the case diary that he got information that
some unknown persons killed a man. It is further submitted that

except the informant, there is no eye witness of the occurrence. The only allegation against the petitioner is that he caught the deceased father of the informant and, for that, he is in jail since 26.07.2014.

On perusal of the records, it appears that the only allegation against the petitioner is that he caught hold of the father of the deceased and Anand Pandit is alleged to have assaulted the deceased with a big knife.

Considering the facts aforesaid, the above named petitioner is directed to be enlarged on bail on furnishing bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Sitamarhi in Parihar P.S. Case No. 115 of 2014.

(Prabhat Kumar Jha, J)

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