

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49122 of 2015

Arising Out of PS.Case No. -498 Year- 2011 Thana -KHAGARIA District- KHAGARIA

Janardan @ Janardhan @ Janardi Paswan, Son of Late Natho Paswan,
Resident of village-Prasgola, Police Station-Morkahi, District-Khagaria.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Ram Sumiran Rai

For the Opposite Party/s : Mr. Shantanu Kumar (App)

CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA

ORAL ORDER

4 21-12-2015

Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with
Khagaria (Gongour) P.S. Case No. 498 of 2011 registered for the
offences punishable under Sections 302, 201 and 120(B) of the
I.P.C.

The FIR has been registered against Puran Paswan
as a dead body was recovered from his house and a loaded country
made pistol was kept there. During investigation, the dead body
was identified as of Manik Paswan the husband of Anita Devi and
Anita Devi and Others stated that Manik Paswan was taken away
by the petitioner and others and thereafter his dead body was
recovered.

Submission is of false implication and that no one
has seen the occurrence and only on suspicion the petitioner has

been implicated, at best, it is a case of last seen and the petitioner is suffering in custody since 24.04.2015. Co-accused Ram Sagar Paswan has already been allowed bail by another coordinate Bench of this Court vide Cr. Misc. No. 42820 of 2012 and as such the petitioner also deserves sympathetic consideration.

The learned A.P.P. fairly submits that the case of the petitioner is similar to that of Ram Sagar Paswan.

In the facts and circumstances stated above, the petitioner above named is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Learned 2nd Additional Sessions Judge, Khagaria in S. T. No. 222 of 2015 arising out of Khagaria (Gongour) P.S. Case No. 498 of 2011, subject to the conditions that one of the bailors must be near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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