

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30211 of 2015

Arising Out of PS.Case No. -9 Year- 2015 Thana -SIMRA District-
WESTCHAMPARAN(BETTIAH)

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1. Ramayan Uraon @ Ramcharan Uraon Son of Late Kailash Uraon,
Resident of Village - Hasanapur, P.S. - Semra (Chiutaha), District - West
Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Kr Singh No. 1

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

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 29-10-2015 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

One unknown dead body was recovered and in
course of investigation, petitioner was arrested on the basis of
suspicion and thereafter, he confessed his guilt disclosing this fact
that he had killed his father. The investigating officer got recorded
the statement of petitioner under Section 164 of the Cr.P.C. in
which he again confessed his guilt disclosing this fact that on the
alleged date of occurrence he put a Gamcha around the neck of his
father and pulled the same as a result of which the deceased died.

Learned counsel for the petitioner submits that
petitioner is an illiterate member of Scheduled Tribe community

and as a matter of fact, police got recorded his statement under Section 164 of the Cr.P.C. under coercion and threat and moreover, the aforesaid statement is not corroborated by the post mortem report which reveals that several injuries were found on the person of the deceased and the cause of death of deceased was his head injury and not by the strangulation.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate, Bagaha, West Champaran in connection with Semra (Chiutaha) P.S. Case No. 09 of 2015.

(Hemant Kumar Srivastava, J)

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