

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2010 of 2015

Arising Out of PS.Case No. -71 Year- 2014 Thana -UDAKISHANGANJ District- MADHEPURA

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Uttim Sharma S/o Late Chaudhiri Sharma R/o Village Naya Nagar, P.S.
Uda Kishunganj, District - Madhepura.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Indu Kumari Srivastav, APP

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

02/ 19-01-2015

Heard learned counsels for the petitioner and
the State.

The petitioner is languishing in custody since
10.08.2014 in a case registered for the offences punishable under
Sections 302 and 201/34 of the Indian Penal Code.

The dead body of the mother of the informant
was recovered when it was suspected that the FIR named accused
persons, who are related to the petitioners, with whom there is
land dispute, have killed the mother of the informant.

It is submitted by learned counsel for the
petitioner that petitioner is not named in the FIR. His name sprang
up in 164 Cr.P.C. statement of Rekha Devi after 15 days of the
occurrence when she suggested that the petitioner was seen in the

company of the co-accused while they were taking the victim forcibly on the alleged date of occurrence. It is further submitted that such statement on behalf of family members of the informant after 15 days of the occurrence reflects the subsequent development.

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

Considering the aforesaid facts, let the above named 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 learned Chief Judicial Magistrate, Madhepura in connection with Uda Kishunganj P.S. Case No. 71 of 2014.

(Dinesh Kumar Singh, J)

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