

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18303 of 2015

Arising Out of PS.Case No. -108 Year- 2013 Thana -SAMASTIPUR MUFFASIL District-
SAMASTIPUR

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Chhotu Paswan @ Chhotu Kumar Paswan, S/o Kanhai Paswan, R/V - Deeh
Punas, P.S. Samastipur (M), Distt. – Samastipur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**
ORAL ORDER

2 02-07-2015 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Samastipur (M) P.S. Case No.108 of 2013 registered under
Sections 302/34 of the Indian Penal Code.

Learned counsel appearing on behalf of the petitioner
submits that it would appear from the F.I.R. that regarding the
death of Akhilesh Kumar Paswan, son of Devendra Paswan, due
to drowning in the river, U.D. Case No.06 of 2011 was lodged on
22.03.2011. Thereafter, on receiving post-mortem report
indicating the fracture of the bone of the neck of the deceased, the
informant, who is Officer Incharge, after consultation with the

father of the deceased, only on the basis of suspicion raised to the effect that due to domestic dispute four persons including the petitioner had taken to the deceased on the pretext of bathing in the river where they killed the deceased, lodged the present case after two years of lodging of the U.D. Case. Thus, it is submitted that the petitioner has falsely been implicated in this case only on suspicion. The petitioner has no criminal antecedent.

Having considered the facts and the circumstances of the case, let the petitioner, above named, in the event of his arrest or surrender by him within four weeks, be enlarged on bail on his furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the S.D.J.M., Samastipur, in connection with Samastipur (M) P.S. Case No.108 of 2013, subject to the conditions laid down under Section 438(2) Cr.P.C.

(Rajendra Kumar Mishra, J)

P.S./-

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