

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6120 of 2015

Arising Out of P.S. Case No. -157 Year- 2014 Thana - MOTIHARI MUFASIL District - EAST
CHAMPARAN (MOTIHARI)

Laxuman Ram, Son of Madan Ram, Resident of Village- Basmanpur
Kakahiya Tola, P.S. Muffasil Motihari, District- East Champaran

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance:

For the Petitioner/s : Mr. Anil Kumar, Advocate.

For the Opposite Party/s : Mr. Manoj Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 24-03-2015

Heard both sides.

The petitioner seeks bail in a case under Section 302
and other sections of the Indian Penal Code.

The informant named the petitioner along with other
accused persons and alleged that his son had gone to attend the
marriage of Pappu Mahto in Village Mathiya Madhubani Ghat.
Jitendra Kushwaha and Gajendra Kushwaha took his son Rohit
Kumar on a motorcycle and thereafter the dead body of the son of
the informant was found. The informant named the petitioner as
the petitioner also conspired in killing of his son.

Learned counsel for the petitioner submits that co-
accused Santosh Ram has already been enlarged on bail vide order
passed in Cr. Misc. No. 1441/2015. Jitendra Kushwaha, co-
accused, against whom there is an allegation that he took the son

of the informant along with Gajendra Kushwah, was granted bail vide order passed in Cr. Misc. No. 5137/2015. The name of the petitioner figured in the case in the confessional statement of co-accused and, except that, the police did not collect any tangible evidence to show the involvement of the petitioner.

It appears on perusal of the record that Gajendra Kushwaha and Jitendra Kushwaha took Rohit Kumar, son of the informant, with them on a motorcycle and Rohit Kumar did not return. His dead body was found by the side of the river and the dead body bears many injuries. Even burn injuries were also found on the dead body of the deceased. Jitendra Kushwaha is said to have confessed his guilt and named the petitioner and other accused persons. Jitendra Kushwaha has already been granted bail. Santosh Rm is also granted bail.

Considering the facts aforesaid, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Motihari, East Champaran in Muffasil Motihari P.S. Case No. 157 of 2014.

(Prabhat Kumar Jha, J)

Dilip/-

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