

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.5721 of 2015**

Arising Out of PS.Case No. -19 Year- 2014 Thana -GAYA GRP CASE District- GAYA

1. Amit Jaiswal son of Shri Ghanshyam Jaiswal  
2. Ghanshyam Jaiswal son of Late Dudhnath Gupta  
Both residents of Mohalla - Khilanganj, P.S. - Sasaram (T), District -  
Rohtas.

.... .... Petitioner/s

Versus

The State of Bihar.

.... .... Opposite Party/s

**Appearance:**

For the Petitioner/s : Mr. Surendra Kumar Mishra

For the Opposite Party/s : Mr. L.K.Sharma (APP)

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA**  
**ORAL ORDER**

7 04-08-2015

Heard both sides.

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

The son of the deceased alleged that when his father  
did not return from walk, he got suspicion and came to know that  
the dead body of his father was lying on the railway track. The  
informant suspected that the petitioners, who happen to be his  
uncle and cousin, in collusion with others might have killed his  
father on account of previous enmity and litigation. The informant  
also disclosed that he came to know that the petitioners and others  
were seen with his father. Learned counsel for the petitioners  
submits that there is no witness to say that the petitioners were  
ever seen with the deceased. The dead body of the deceased was

found on the railway track and the enquiry report reflects that the deceased might have committed suicide.

On the other hand, learned counsel for the informant as well as learned A.P.P., however, vehemently opposed the prayer for bail but could not be able to point out that the petitioners were seen with the deceased before his death. Except suspicion, that too, on account of litigation, the informant named the petitioners.

Considering the aforesaid, the above named petitioners are 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 Judicial Railway Magistrate, Gaya in Sasaram Rail P.S. Case No. 19 of 2014.

**(Prabhat Kumar Jha, J)**

Dilip/-

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