

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43598 of 2015

Arising Out of PS.Case No. -302 Year- 2014 Thana -MADHUBAN District-
EASTCHAMPARAN(MOTIHARI)

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1. Pawan Rai
2. Ramashankar Rai
Both sons of Munsai Rai, resident of village- Bara Mangru, P.S.-
Madhuban, District- East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma, Advocate

For the Opposite Party/s : Mr. Sanjay Kumar Pandey(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 15-10-2015 Heard learned counsel for the petitioners and the

State.

The petitioners are apprehending their arrest in a
case registered for the offences punishable under Sections
302/34 of the Indian Penal Code.

The prosecution case is that the father of the
informant Raghav Rai went to watch his crop field, but
while he was coming back, First Information Report
named accused persons killed him, as in the previous
evening the informant saw Bijli Singh coming by tractor to
the house of Pawan Rai, where all the accused persons
were present and making plan to kill the father of the
informant. Earlier the accused persons threatened the

father of the informant.

It is submitted by the learned counsel for the petitioners that the informant is not eye witness to the occurrence. Only on suspicion the accusation has been levelled after recovery of the dead body of the victim. Considering the suspicious nature of accusation similarly situated co-accused Uma Shankar Rai has been granted regular bail vide Cr. Misc. No. 31168 of 2015. Statement has been made in para-3 of the petition that petitioners have no criminal antecedent.

Considering the aforesaid facts, let the above named petitioners be released on bail in the event of their arrest or surrender before the learned court below within a period of twelve weeks from today, on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Sikrahana at Motihari, East Champaran in connection with Madhuban P.S. Case No. 302 of 2014, subject to conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Dinesh Kumar Singh, J)

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