

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38202 of 2014

Arising Out of PS.Case No. -117 Year- 2014 Thana -GOPALPUR District- BHAGALPUR

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1. Ashok Yadav Son of Late Buttan Yadav
2. Mant Lal Yadav Son of Late Basudeo Yadav Both residnet of village-
Bhawanipur, P.S.- Gopalpur (Rangra), District- Bhagalpur

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar Singh, Advocate.

For the Opposite Party/s : Mr. Ramsewak Choudhary(App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

3 21-01-2015 Heard both sides.

The petitioners seek bail in Gopalpur (Rangra) P.S.
Case No. 117 of 2014, registered for the offences punishable
under Section 364 and other Sections of the Indian Penal Code.

The informant alleged that Putul Yadav took his
brother Munna Yadav to Bhagalpur for participating in
nominations of Bilo Mandal, but his brother did not return. The
informant suspected the hands of the petitioners and others.

Learned counsel for the petitioners submits that the
informant is not an eye witness of the occurrence. He named the
petitioners on mere suspicion. Even during the course of
investigation, Guria Devi the sister-in-law and mother of the

victim disclosed the same facts. The investigating officer has not collected any other tangible evidence to show the involvement of the petitioner. Except suspicion there is no material on record. The petitioner is in jail since 09.04.2014.

On perusal of record, it appears that the informant as well as his family members has only suspected the hands of the petitioners in kidnapping, but except suspicion there is no material to show the involvement of the petitioner in kidnapping of Munna Yadav.

Considering the facts aforesaid, the petitioners are directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate, Naugachia, Bhagalpur in connection with Gopalpur (Rangra) P.S. Case No. 117 of 2014.

(Prabhat Kumar Jha, J.)

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