

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4685 of 2015

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Chandeshwar Sah @ Chandeshwari Sah Son of Late Ram Nandan Sah
resident of village - Madhopur Chhata, Police Station - Tariyani, District -
Sheohar

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Lakshmi Kant Sharma

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

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

02/ 05-02-2015

Heard learned counsels for the petitioner and
the State.

The petitioner is languishing in custody since
06.10.2014 in a case registered for the offences punishable under
Sections 302/34 of the Indian Penal Code.

On recovery of dead body of the father of the
informant it was found somebody killed by slitting his neck.
During investigation suspicion was raised against the petitioner as
the petitioner had apprehension that his son died due to the witch
craft exercised by the victim for which petitioner threatened the
victim.

It is submitted by learned counsel for the
petitioner that the impugned order, though, reflects that the charge-

sheet has been submitted under Section 302 of the IPC but except suspicion there is no cogent material against the petitioner and informant has retracted from the initial version and filed petition to that effect before the learned court below.

A statement has been made in para 3 of the petition that the petitioner has no criminal antecedent.

Considering the aforesaid facts, let the above named petitioner, be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sheohar in connection with Tariyani P.S. Case No. 74 of 2010.

(Dinesh Kumar Singh, J)

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