

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18126 of 2015

Arising Out of PS.Case No. -160 Year- 2013 Thana -MAHISI District- SAHARSA

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SHIVJI SHARMA SON OF RAMDEO SHARMA RESIDENT OF
VILLAGE- SIRWAR, P.S.- MAHISHI, DISTRICT- SAHARSA.

.... PETITIONER/S

VERSUS

THE STATE OF BIHAR

.... OPPOSITE PARTY/S

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Appearance:

For the Petitioner/s : Mr. Nafisuzzoha, Adv.

For the Opposite Party/s : Mr. Asha Kumari (App)

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CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

3 29-06-2015

Heard learned counsel for the petitioner as well as learned
Additional Public Prosecutor.

Informant was staying at her Naihar where she begotten a
child, her husband, deceased came and stayed, it has been alleged that on
20.12.2013 Bhusan Kumar accompanied him at about 04:00 PM. In the
evening hour she was informed regarding presence of deceased near the bank
of river lying in unconscious state whereupon her family members took him
to Mahesi Primary Health Centre and from there to Saharsa, where during
course of treatment, he died. It has also been disclosed that there was some
sort of dispute prevailing since before with the family of Bhusan Kumar.
During course of investigation it is apparent that from paras-61, 62, 63 the
witnesses have disclosed that deceased Jai Prakash along with Bhusan,
Angad, Sheoji, Babloo thakur were junketing. Witnesses examined under
para-19 and 20 have seen 3-4 persons running away from bank of river
though have not claimed identification and in the aforesaid background, there
happens to be absence of connecting material so far, this petitioner is
concerned.

Accordingly, petitioner Shivji Sharma is directed to 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, Saharsa in connection with Mahishi P.S. Case No.160 of 2013.

(Aditya Kumar Trivedi, J.)

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