

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14635 of 2015

Arising Out of PS.Case No. -195 Year- 2014 Thana -BIHRA District- SAHARSA

Shivjee Ram, Son of Jairam Ram, resident of Barahser (Bela - Bagrauli),
P.S. Bihra, District - Saharsa

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance:

For the Petitioner/s : Mr. Pramod Mishra, Advocate.

For the Opposite Party/s : Mr. R.B.Roy Raman (APP)

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 24-04-2015 Heard both sides.

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

The informant stated that he had given lease of his
pond to Kusho Mukhiya and Anil Jha. The informant and his
uncle Jai Krishna Thakur were trying to fish in the pond but, in the
meantime, Pradeep Thakur, Dipak Thakur, Ajay Thakur, Ram
Vilas Paswan, Fulo Paswan, Rajendra Ram, Md. Rahman along
with 10-15 unknown persons came and asked the informant and
others not to fish in the pond and, on such, the accused persons
assaulted the informant and his uncle Jai Krishna Thakur, who
were badly injured. While the informant and his uncle Jai Krishna
Thakur were being taken to hospital, Navin Thakur and the
petitioner Shivjee Ram were allegedly talking that Jai Krishna

Thakur should have been killed. They were not killed. It is submitted that there is no allegation of assault against the petitioner. The petitioner was not even present at the place of occurrence.

Considering the facts aforesaid, the above named petitioner is 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 Chief Judicial Magistrate, Saharsa in Bihra P.S. Case No. 195 of 2014.

(Prabhat Kumar Jha, J)

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