

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39333 of 2015

Arising Out of PS.Case No. -48 Year- 2015 Thana -GWALPARA District- MADHEPURA

1. Sipat Yadav S/o Late Nankeshar Yadav, resident of Village- Shiswapatti,
P.S.- Gwalpara (Arar O.P.), District- Madhepura.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar

For the Opposite Party/s : Mr. Md.Fahimuddin (App)

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 09-10-2015 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

The petitioner seeks bail in a case registered for
the offences punishable under sections 302/34 of the Indian Penal
Code.

It is alleged in the F.I.R. by the informant Rita
Devi that co-accused Suresh Yadav has killed Rupam Devi,
daughter of the informant causing injury on her neck by means of
Dabiya. Petitioner is alleged to have helped Suresh Yadav in
committing murder of the deceased.

It has been submitted on behalf of the petitioner
that he is in custody since 17.05.2015. Charge-sheet has been
submitted in the case. Petitioner has got no criminal antecedent.

There is no allegation of tampering with the evidence against the petitioner. Petitioner is Mama of the deceased. There is no motive alleged against him. Petitioner is named in the F.I.R. on the basis of suspicion. There is no substantive evidence against the petitioner for implicating him in the present case. Main allegation is against one Suresh Yadav whose confession is there in paragraph 20 of the case diary.

On behalf of the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances of the case, the petitioner above named 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, Madhepura in connection with Gwalpara (Arar O.P.) P.S. Case No. 48 of 2015.

(Sudhir Singh, J)

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