

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48326 of 2015

Arising Out of PS.Case No. -1548 Year- 2011 Thana -SITAMARHI COMPLAINT CASE District-
SITAMARHI

=====

1. Subodh Baitha S/o Parshuram Baitha resident of village - Ibrahimpur,
P.S. - Runnisaidpur, District - Sitamarhi.

.... Petitioner/s

Versus

1. The State of Bihar.

2. Bhikhari Baitha S/o late Asharfi Baitha R/o village - Turki Kharhaura,
P.S. - Minapur, Distt. - Muzaffarpur. At present resident of Vill. -
Ibrahimpur, P.S. - Runnisaidpur, District - Sitamarhi.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar @ S.K.

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

=====

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 04-11-2015

Heard learned counsel for the petitioner and the State.

In this case, petitioner is seeking bail income. Case
No.C-1/1548/2011 registered u/s 302/34, 120B IPC.

The death of Kusum Devi, as per the allegation, had
occurred in her parents' house. That generated two cases, one
being Runisaidpur P.S.Case No.164 of 2010 against unknown and
another Runisaidpur P.S.Case No.9 of 2011 registered on the basis
of complaint petition filed by husband of the victim. Police
investigated both the cases, submitted final form, did not find any
material against the petitioner. On protest petition, learned Magist
rate has taken cognizance of the offencdes.

Counsel for the petitioner submitted that Police investigated the matter, did not find any material against the petitioner and petitioner has been made accused on account of some misunderstanding and suspicion being resident of the same village. It is submitted that similarly situated co-accused Guddu Baitha @ Gautam Rajak has been granted bail in Cr.Misc.No. 33718 of 2015.

Looking to the facts and circumstances of the case, petitioner Subodh Baitha is directed to be enlarged on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of SDJM, Sadar, Sitamarhi in connection with Complaint Case No. C-1/1548/2011, arising out of Runisaidpur P.S.Case No. 09 of 2011.

(Shivaji Pandey, J)

Jay/-

U			
---	--	--	--