

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5939 of 2015

Arising Out of PS.Case No. -405 Year- 2013 Thana -KRITYANAND
NAGAR District- PURNIA

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Mantu Sarkar, S/o late Dharni Sarkar, r/v Belghatti, P.S. K. Nagar, Purnia.
..... Petitioner/s

Versus

The State of Bihar
..... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Viveka Nandsingh, Adv.
For the Opposite Party/s : Mr. Kumar Ranjit Ranjan(APP)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

4 24-06-2015 Heard both sides.

The petitioner apprehends his arrest in K. Nagar P.S.
Case no. 405/2013 registered for the offences punishable under
Sections 302, 120(B)/34 of the Indian Penal Code.

The brother of the deceased named the petitioner along
with four other persons and alleged that his brother Shyam Kumar
Pandey was married to the daughter of the petitioner but the
petitioner and other accused persons killed his brother and threw
his dead body in the bamboo bush near the bank of river.

It is submitted that there is no eye-witness of the
occurrence. The Investigating Officer has not collected any
tangible evidence to show the involvement of the petitioner.

It appears that the informant has alleged that the

petitioner along with others has strangled his brother and threw his dead body near a bush by the side of a river situated near the house of the petitioner.

From perusal of post-mortem report it appears that many injuries were found on the neck of the deceased.

Considering the facts aforesaid, I am not inclined to enlarge the petitioner above named on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J.)

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