

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12643 of 2015

Arising Out of PS.Case No. -36 Year- 2014 Thana -CHAURADANO District-
EASTCHAMPARAN(MOTIHARI)

Dr. Vinay Kumar Sinha Son of Mahesh Prasad Singh Resident of village -
Baradih, P.S. Islampur, District - Nalanda, At Present Bhelwa, P.S.
Chhauradano, District - East Champaran

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajesh Kumar

For the Opposite Party/s : Mr. R.S.Choudhary(App)

**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**

ORAL ORDER

03/ 03-07-2015

Heard learned counsels for the petitioner and
the State.

The petitioner is languishing in custody since
06.02.2015 in a case registered for the offences punishable under
Sections 302 and 201 of the Indian Penal Code.

The prosecution case is that the Chaukidar
came to know through villager Sanjay Prasad and Malik Prasad
that the victim Manisha was lying dead with burn injury in her hut
leading to registration of the case against unknown. During
investigation it transpired that the victim used to dance in an
orchestra party but since last three years she developed some
intimacy with this petitioner and few days prior to the occurrence

she had scuffle with this petitioner.

It is submitted by learned counsel for the petitioner that there is no eye witness to the occurrence and only on suspicion the accusation has been levelled on the basis of some vague circumstantial evidence. A statement has been made in para 3 of the petition that the petitioner has no criminal antecedent.

This contention of the petitioner has not been controverted by the learned APP after going through the case diary that suspicion has been raised against the petitioner due to some intimacy of the petitioner with the victim.

Considering the aforesaid facts, let the above named petitioner, 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 Sub-divisional Judicial Magistrate, Raxaul at Motihari, East Champaran in connection with Chhauradano P.S. Case No. 36 of 2014.

(Dinesh Kumar Singh, J)

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