

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48913 of 2014

Arising Out of PS.Case No. -228 Year- 2014 Thana -CHANPATIA District-
WESTCHAMPARAN(BETTIAH)

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1. Chhuri Sah Son of Late Nandu Sah
2. Abdul Kadir Son of Islam Dewan
3. Shambhu Prasad Son of Late Bishwanath Prasad, all are resident of
village - Ghora Shahan, District - East Champaran.

.... Petitioners

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Vijay Shankar Shrivastava, Advocate

For the Opposite Party/s : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 20-02-2015 Heard learned counsel for the petitioners and
learned APP for the State.

2. The petitioners are in custody since
06.08.2014 in connection with Chanpatia P.S.Case No. 228 of
2014 for the alleged offences under Sections 309 and 402
IPC.

3. It is submitted that the seizure list is
unreliable considering that the same bears the FIR No. 228 of
2014 and bears the time as 6.55 P.M., whereas the FIR itself
has been instituted later on at 09.30 P.M. In any event the
articles said to have been recovered are not in the nature of
any weapons, but are tools and implements for the
petitioners' trade. The petitioners have been implicated on

mere suspicion and are in custody for more than six months.

5. Having regard to the entirety of the facts and circumstances of the case let the petitioners above named be released on bail on furnishing bail bonds of Rs.10,000/-(ten thousand) each with two sureties of like amount each to the satisfaction of learned A.C.J.M., Bettiah, West Champaran in connection with Chanpatia P.S.Case No. 228 of 2014 with the condition that the petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates, their bail bond shall be liable to be cancelled by the learned Court concerned.

Chandran

(Vikash Jain, J)

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