

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32549 of 2014

Arising Out of PS.Case No. -100 Year- 2013 Thana -CHAKMEHSI District- SAMASTIPUR

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Jitendra Kumar @ Jitendra Mahto, son of Shiv Narayan Mahto Resident of
Village - Warisnagar, P.S.- Warisnagar, District - Samastipur

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ranjan Kumar, Adv.

For the Opposite Party/s : Mr. Kanhiya Kishore, APP

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CORAM: HONOURABLE MR. JUSTICE AMARESH KUMAR LAL
ORAL ORDER

2 03-02-2015 A supplementary affidavit has been filed today. Let it
be kept on record.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends his arrest in a case
registered for the offence punishable under Sections 302, 328/34
of IPC.

Allegation against the petitioner and ten others is to
have taken the husband of the informant for panchayati. Later on,
the informant came to know that her husband was fined
Rs.21000/- and he was lying in restless condition in an orchard.
Her husband was being taken to the hospital, but in the way he
died.

It is submitted that the informant is not an eye witness to the occurrence. Only a suspicion has been raised against the petitioner. Later on, after coming to know the correct fact, she has stated that she has named seven accused including the petitioner only on hearsay. The petition to this effect has been filed in the Court of learned Chief Judicial Magistrate.

Considering the facts and circumstances, in case of arrest or surrender within a period of four weeks the above named petitioner will be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand only) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Samastipur in Chakmehsi P. S. Case No. 100 of 2013, subject to the condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Amaresh Kumar Lal, J)

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