

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51861 of 2015

Arising Out of PS.Case No. -844 Year- 2014 Thana -ARARIA District- ARARIA

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Md. Shamsad @ Shamsad son of Late Samad, resident of Village- Sharif
Nagar Ward No. 04, Police Station and District- Araria.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Rana, Advocate

For the Opposite Party/s : Mr. A.M.P.Mehta, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 10-02-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is apprehending his arrest in connection
with Araria P.S. Case No. 844 of 2014 instituted for the offences
punishable under Section 302/34 of the Indian Penal Code.

As per prosecution case, the informant Samrun Nishan
alleged that her husband was working as driver and he was driving
the vehicle of Ranger of Forest Department. After retirement of
Ranger he was working at Zero Mile Araria in a shop of cycle
repairing and he used to take Alcohol, Ganja and Bhang. On
20.12.2014, when the informant was giving dinner to her husband
in the meantime a man called her husband. Her husband went with
that man. Thereafter, her husband was found murdered at Araria

Bazar. It is alleged that petitioner is one of the accused.

It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. On the basis of suspicion, the petitioner has been made accused in the present case. There is no eye-witness to the alleged occurrence. There is no substantive evidence to suggest his implication in the present case.

On behalf of the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the above named petitioner, in the event of his arrest or surrender in the court below within a period of six weeks from today, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Araria in connection with Araria P.S. Case No. 844 of 2014, on subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J.)

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