

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37852 of 2016

Arising Out of PS.Case No. -212 Year- 2016 Thana -AHIAPUR District- MUZAFFARPUR

Ambika Ram, Son of late Ram Sevak Ram, Resident of Village- Jhapahan
Dih, P.S. Ahiyapur, District Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance:

For the Petitioner/s : Mr. Satyavrat Verma, Advocate.

For the Opposite Party/s : Mr. (A.P.P.)

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 18-11-2016

Heard both sides.

The petitioner seeks bail in Trial No. 2651/2016,
arising out of Ahiapur P.S. Case No 212/2016, under Sections 302
and 120(B) of the Indian Penal Code and Section 27 of the Arms
Act.

The informant, brother of the deceased, alleged that
one day prior to the occurrence, the former Mukhiya had come to
his house to meet his brother Rajnish Kumar. On the date of
occurrence, his brother was going to meet the former Mukhiya
Ambika Ram (the petitioner). The informant got information that
his brother was shot dead near Jhapha over bridge. Learned
counsel for the petitioner submits that there is no eye witness of
the occurrence. The informant named the petitioner on mere
suspicion because the deceased was going to the house of the

petitioner to refund his money which was taken by the deceased for providing licence of petrol pump. Other witnesses have also only suspected the hands of the petitioner in the killing of the deceased. From perusal of Para 30 of the case diary, it appears that the wife of the deceased has also stated the same fact that her husband was going to meet Ambika Ram but there appears no eye witness of the occurrence. It is submitted that the house of the petitioner is not situated near Jhapha over bridge.

Considering the fact that on mere suspicion the name of the petitioner figured in the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Sri Samrendra Gandhi, Judicial Magistrate 1st Class, Muzaffarpur (East) in Trial No. 2651/2016, arising out of Ahiapur P.S. Case No. 212 of 2016.

(Prabhat Kumar Jha, J)

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