

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47472 of 2016

Arising Out of PS.Case No. -3220 Year- 2003 Thana -VAISALI COMPLAINT CASE District-
VAISHALI(HAJIPUR)

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1. Mishari Bhagat
2. Umesh Bhagat
Both sons of Late Ram Nandan Bhagat resident of Village-Bhagwanpur
Pakari. PS-Lalganj, Dist.-Vaishali

.... Petitioner/s

Versus

1. The State of Bihar
2. Shiv Pujan Singh S/o Late Jhajhu Singh R/o Vill- Kharauni, P.S. Lalganj,
Distt. Vaishali

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar
For the Opposite Party/s Mr. Mustaque Alam

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

02/ 22.12.2016 Heard learned counsel for the petitioners as well as learned
Addl. Public Prosecutor for the State.

Petitioners seek bail in a case registered under section 304B
of the Indian Penal Code.

Petitioner no. 1 is father-in-law whereas petitioner no.2 is
cousin father-in-law of the deceased and the petitioners seek bail on
the ground that husband and mother-in-law of the deceased have
already been acquitted. The trial court rejected the bail petition of the
petitioners taking note of this fact that occurrence had taken place in
the year 2003 but they could be remanded in this case on 11.9.2016.

Moreover, considering this aspect of the matter that husband
and mother-in-law of the deceased have already been acquitted after
fulfilledged trial and there is no likelihood of the conviction of the



petitioners in the present case, let petitioners be released on bail on furnishing bail bonds of Rs 10,000/- each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Vaishali at Hajipur in Complaint Case no. 3220 of 2003/ Tr. no. 24/2015.

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(Hemant Kumar Srivastava,J)

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