

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 25092 of 2016

Arising out of P.S. Case No. -25 Year- 2016 Thana -SONO
District- JAMUI

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Barfi Devi, W/o Mathura Thakur, Resident of Village-
Makarken, P.S. Sono (Charkapathar), District Jamui.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s: Mr. Satya Prakash Parasar, Adv.

For the Opposite Party/s: Mr. Madhuranand Jha (APP)

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

04. 10.08.2016

Heard learned counsel for the Petitioner and
learned counsel for the State.

The Petitioner is languishing in custody since
20.02.2016 in connection with Sono (Charkapathar) P.S.
Case No. 25 of 2016 pending in the Court of Additional
Chief Judicial Magistrate, Jamui for the offences
instituted under Sections 302 and 201/34 of the Indian
Penal Code.

The prosecution case, as per fard-beyan of the
Informant who is Chowkidar, Gunia Devi, in brief is that
when she got information that one dead body is floating
in the pond situated besides the house of Navi Mian she
arrived there and found that the dead body was of a male
but the same could not be identified by the people
assembled there supposing that the murder has been

committed by some unknown miscreants. Accordingly, the First Information Report was instituted against unknown.

It has been submitted on behalf of the petitioner that the petitioner is in custody since 20.02.2016. Charge-sheet has been submitted in the case. The petitioner has no criminal antecedents. The petitioner is not named in the FIR. Except the confession of the petitioner, there is no other substantive evidence in the present case. There is no eye-witness to the alleged occurrence nor there is any circumstantial evidence to suggest the implication of the petitioner in the present case.

On behalf of the State, it has been submitted that the petitioner is not named in the FIR.

Considering the aforesaid facts and circumstances of the case, let the Petitioner, above named 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 Additional Chief Judicial Magistrate, Jamui in connection with Sono (Charkapathar) P.S. Case No. 25 of 2016.

(Sudhir Singh, J.)

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