

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15552 of 2016

Arising Out of PS.Case No. -349 Year- 2015 Thana -RUNISAIDPUR District- SITAMARHI

Batahu Sah @ Amiri Sah Son of Late Fataru Sah, Resident of Village -
Thahar, P.S. - Runni Saidpur, District - Sitamarhi.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner : Mr. Vaidehi Raman Prasad Singh, Advocate
For the Opposite Party : Mr. U.S.P.Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 03-05-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is apprehending his arrest in
connection with Runni Saidpur P.S. Case No.349 of 2015 for the
offences instituted under Sections 302/34 of the Indian Penal
Code.

The prosecution case, in brief, is that on 19.6.2015 at
about 9 P.M. husband of the informant, namely, Shobhit Sah went
to sleep on the roof of Parmeshwar Sah. On the next morning at
5.30 A.M., the said Parmeshwar Sah told the informant that
somebody had killed her husband on the roof with sharp cutting
instrument by cutting his neck.

It is submitted on behalf of the petitioner that the

petitioner has got no criminal antecedent. Petitioner has been made accused in the present case merely on the basis of suspicion. There is no eye witness to the alleged occurrence. There is no circumstantial evidence to implicate the petitioner in the present case.

On behalf of the State, it is 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 arrest or surrender in the court below within a period of six weeks, be released 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 Chief Judicial Magistrate, Sitamarhi, in connection with Runni Saidpur P.S. Case No.349 of 2015, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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