

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46033 of 2016

Arising Out of PS.Case No. -94 Year- 2016 Thana -MASRAKH District- SARAN

- =====
1. Kameshwar Sahani Son of Khedan Sahani
2. Chhathu Sahani Son of Kameshwar Sahani
Both resident of Village- Deoria, P.S. Masharak, District- Saran (Chapra).

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ramchandra Sahni
For the Opposite Party/s Mr. Ahtash Ali Khan

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

03/ 28.10.2016 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 302,
307 and other minor sections of the Indian Penal Code.

Petitioners are said to have caught the hands of the deceased
whereas other accused assaulted the deceased by means of **Sabbal** as
a result whereof deceased died. Furthermore, it is alleged that
petitioner no.2 gave dagger blow causing injury on the hand of the
informant. It is submitted on behalf of the petitioners that petitioners
are in jail custody since 29.7.2016 and investigation against them has
already been completed. It is further submitted that, as a matter of
fact, FIR goes to show that suddenly, a fight took place between the
parties and there was no intention of the accused persons to commit
murder of the deceased.

Considering the nature of allegation against the petitioners as well as facts and circumstances and also taking note of this fact that petitioners do not have any criminal antecedent and investigation against them has already been completed, let the 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, Saran at Chapra in Masharak P.S. Case no. 94/2016.

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(Hemant Kumar Srivastava,J)

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