

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4819 of 2016

Arising Out of PS.Case No. -87 Year- 2015 Thana -PANCHRUKHI District- SIWAN

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1. Dilip Sah @ Bulbool, Son of Barma Sah, Resident of Village- Jasauli
Mouja, P.S.- Pachrukhi, District- Siwan.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Singh

For the Opposite Party/s : Mr. Parmanand Prasad (App)

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**
ORAL ORDER

5 29-04-2016 Heard the learned counsel for the petitioner as well as

the learned A.P.P for the State.

The petitioner seeks bail in a case for the offences
punishable under sections 302 and 379/34 of the I.P.C

Allegedly, Indu Devi, the mother-in-law of the
informant, was assaulted by the petitioner and other co-accused
and was thrown in the bushes near Kali temple and during
treatment she died. This information was given by Dimpy Kumari
to the informant.

Submission is of false implication due to the Pattidari
dispute, there is no eye witness of the occurrence, there is no legal
and tangible material against the petitioner and the petitioner is
suffering in custody since 03.08.2015, to which the learned A.P.P.

opposes by submitting that Dimpy Kumari in her statement during investigation vide paragraph- 19 of the case diary has stated that her mother Indu Devi in injured condition told her that the petitioner assaulted her and further she saw the petitioner and Verma Sah fleeing away from the temple.

In the facts and circumstances as stated above, considering the allegation attributed against the petitioner, serious in nature, I am not inclined to enlarge the petitioner on bail and accordingly his such prayer stands rejected in connection with Pachrukhi P.S. Case No. 87 of 2015 pending in the court of C.J.M. Siwan.

(Jitendra Mohan Sharma, J)

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