

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14501 of 2016

Arising Out of PS.Case No. -218 Year- 2015 Thana -GAYGHAT District- MUZAFFARPUR

- =====
1. Gautam Sharma, son of Raj Kishore Sharma and
 2. Jhagru Sharma, son of Ramudgar Sharma both the resident of village- Sakarwara Noor, P.S.- Gaighat, District- Muzaffarpur

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioners : Mr. Sunil Kumar, Advocate

For the Opposite Party : Mr. Binod Kumar No. 3 (APP)

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CORAM: HONOURABLE MR. JUSTICE NAVANITI PRASAD SINGH
ORAL ORDER

4 31-05-2016 Heard learned counsel for the petitioners and learned
counsel for the State.

The petitioners apprehend their arrest in relation to
Gaighat P.S. Case No. 218 of 2015 registered under Section
302/34 of the Indian Penal Code.

In the F.I.R., it is alleged that on 09.08.2015 the
petitioners along with other assaulted the informant's father upon
which, his father got severely injured. He was taken to local
hospital at Muzaffarpur, then referred to Patna and ultimately he
was brought to Indira Gandhi Institute of Medical Sciences, Patna,
where he died on 15.08.2015 and as per the statement given to the
police at Patna on 15.08.2015, case was ultimately registered at
Muzaffarpur on 17.08.2015.

Learned counsel for the petitioners submits that if in fact the informant's father was so critically injured by the petitioners and the indecent took place on 09.08.2015, no information was given to the police either at Muzaffarpur or at Patna on 09.08.2015 or thereafter the information to the police is being given for the first time after six days after the informant's father died which is false.

Be that as it may, in the event of their arrest/surrender before the court below within four weeks, let the above named petitioners be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand Only) each with two sureties of the like amount each to the satisfaction of Sri A.K. Dixit, J.M. 1st Class, Muzaffarpur, in connection with Gaighat P.S. Case No. 218 of 2015, subject to conditions laid down under Section 438(2) of the Code of Criminal Procedure.

(Navaniti Prasad Singh, J.)

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