

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29001 of 2016

Arising Out of PS.Case No. -1244 Year- 2015 Thana -SASARAM NAGAR District- SASARAM
(ROHTAS)

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1. Lallu Singh Son of Late Ganpat Singh Resident of Village - Khaera, P.S.
Darigao, District - Rohtas.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Pandey

For the Opposite Party/s : Mr. Bhanu Pratap Singh (App)

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**
ORAL ORDER

4 01-09-2016 Heard learned counsels for the petitioner and the State.

The petitioner is apprehending arrest in a case registered
for the offences punishable under Sections 302/34 of the Indian
Penal Code.

The prosecution case is that the father of the informant
namely, Jagdish Singh went to his agricultural field on 6.11.2015,
in the meantime, the accused persons including the petitioners
assaulted with lathi, country made pistol and other weapons. In
course of fleeing away, the father of the informant fell into a river,
thereafter he received internal injuries. The father of the informant
was brought to the Sadar hospital but he died during treatment.

It is submitted by the learned counsel for the petitioner

that the accusation is not being corroborated with the postmortem report as the postmortem report does not suggest any external or internal injury and as per opinion of the doctor the death occurred due to cardiac arrest. Statement has been made in paragraph 3 of the petition that the petitioner has no criminal antecedent. Considering the accusation not being corroborated by the medical opinion, a co-ordinate bench of this court granted anticipatory bail to co accused Kakeshwar Singh and Neeraj Kumar vide Cr. Misc. No. 20996 of 2016.

In the circumstances, let the above named petitioner be released on anticipatory bail in the event of arrest or surrender before the learned Court below within a period of twelve weeks from today on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Sasaram, in connection with Sasaram Nagar (Darigaon) P.S. Case No. 1244 of 2015 subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Dinesh Kumar Singh, J)

Anil/-

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