

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4089 of 2016

Arising Out of PS.Case No. -297 Year- 2014 Thana -JAHANABAD District- JEHANABAD

Hemant Saran @ Kundan Sharma @ Hemant Sharma @ Kundan Kumar
Son of Ram Sanchi Saran, Resident of Village + P.O. + P.S. - Ghoshi,
District - Jehanabad.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Soni Shrivastava, Advocate

For the Opposite Party/s : Mr. Satyendra Pd. APP

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

3 18-03-2016 Heard the learned counsel for the petitioner and the
learned A.P.P. representing the State.

The petitioner seeks bail in connection with
Jehanabad P.S. Case No. 297 of 2014 registered for the offence
punishable under Section 364/34 of the Indian Penal Code.

In the First Information Repot, it is mentioned that on
the mobile of the petitioner, Chunu Sharma (deceased) has sent
message that in the house of Sangeeta Devi regarding his death,
talk was made and then the petitioner after seeing the message,
tried to call Chunu Sharma but his mobile was found switched off
and then the petitioner gave information to the family members of
Chunu Sharma, but in the accused column, the petitioner is not
named. It is submitted that during investigation, besides the

aforesaid call, no other material has come. The two co-accused in their confessional statements have also not named the petitioner and there is no legal and tangible material against the petitioner. The petitioner is suffering in custody since 28.11.2015.

Learned A.P.P. submits that the petitioner has got criminal antecedent as he is involved in more cases.

In the facts and circumstances stated above, considering the submission of the parties, the petitioner, above named, is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Jehanabad in connection with Jehanabad P.S. Case No. 297 of 2014, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J.)

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