

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.183 of 2017

Arising Out of PS.Case No. -42 Year- 2015 Thana -KHAJAULI District- MADHUBANI

=====

1. Saroj Kumar Singh S/o Ram Vilash Singh
2. Ranjeet Kumar Singh @ Chhotu S/o Chandeshwar Prasad Singh.
Both residents of Village - Kasma Marat, P.S. - Khajauli, District -
Madhubani.

.... Appellant/s

Versus

The State of Bihar.

.... Respondent/s

=====

Appearance:

For the Appellant/s : Mr. Ratanakar Jha, Adv.

For the Respondent/s : Mr. Sri Satyadev Prasad Singh Yadav, APP

=====

CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

4 **03-04-2017** Heard learned counsel for the appellants
as well as learned Additional Public Prosecutor.

Informant, who happens to be wife of
deceased Gyan Chandra Paswan being not an
eyewitness to occurrence had alleged that her
husband Gyan Chandra Paswan along with others
have gone to siphon culvert on an information
regarding apprehension of her co-villager Shrawan
Paswan and Bittu Paswan by the miscreant in the
night of 03.05.2015. Subsequently thereof, she
received an information regarding admission of her
husband at hospital on the following day whereupon
she gone and found her husband dead while Jeevan
Paswan and Lalu Paswan co-villager in injured



condition. Further, on query they disclosed that the persons so named therein including the appellants along with other unknown persons brutally assaulted them with *lathi*, rod on the pretext of being motorcycle snatcher.

From perusal of the case diary, it is evident that aforesaid two injured, namely Jeevan Paswan and Lalu Paswan have been examined under para-47 as well as 48 of the case diary alleging in omnibus nature and that being so, inconsonance with the period of custody since 21.10.2016 appellant **Saroj Kumar Singh** as well as **Ranjeet Kumar Singh @ Chhotu** each are directed to be released on bail on furnishing bail bonds of Rs.10,000/-(ten thousand) with two sureties of the like amount each, to the satisfaction of learned First Additional Sessions Judge, (Special Judge), Madhubani in connection with Khajauli P.S. Case No.42/2015, after setting aside the order dated 05.12.2016 passed by First Additional Sessions Judge, Madhubani in connection with Bail Petition No.1124/2016.



Consequent thereupon, instant appeal is
allowed.

(Aditya Kumar Trivedi, J.)

Prakash Narayan

U		T	
---	--	---	--

