

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10813 of 2017

Arising Out of PS.Case No. -261 Year- 2016 Thana -PUPRI District- SITAMARHI

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1. Raushan Begum @ Roshan Begam W/o Late Md. Shaheed.
2. Md. Tufail S/o Md. Shaheed. Both R/o Village-Rampur, Khurd, P.S.-
Pupri District-Sitamarhi

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dinesh Jha, Adv.

For the Opposite Party/s : Mr. Pranav Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 02-05-2017 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Petitioners are in custody since 04.11.2016 in connection
with Pupri P.S. Case No. 261 of 2016 registered under Sections 363,
302, 201, 120(B)/34 of the Indian Penal Code.

Learned counsel for the petitioners has submitted that the
petitioners, who are of clean antecedent, are innocent and have not
committed any offence. In fact, the petitioners being the wife and son of
the deceased respectively are living peacefully with the deceased and
they are made accused in this case merely on the basis of suspicion
only. There is no eye witness to the alleged occurrence. The petitioners
are rotting in custody for the last five months.

Learned A.P.P. for the State has opposed the prayer for
bail and submitted that these petitioners have committed murder of the



deceased, which is evident from paragraph nos. 26, 27, 28, 29 and 30 of case diary. Moreover, the S.D.P.O has found the case to be true against the petitioners, which is evident from paragraph No. 48 of the case diary.

Considering the facts and circumstances of the case, this Court is not inclined to grant regular bail to these petitioners. Accordingly, the prayer for anticipatory bail of these petitioners is, hereby, rejected.

(Arvind Srivastava, J.)

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