

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39627 of 2017

Arising Out of PS.Case No. -193 Year- 2014 Thana -CHIRAIYA District-
EASTCHAMPARAN(MOTIHARI)

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1. Krishna Thakur Son of Late Chhathu Thakur, R/o Village- Mirpur, P.S.-
Chiraiya, District- East Champaran at Motihari.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ravi Shanker Pankaj

For the Opposite Party/s : Mr. Ram Sevak Choudhary

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 19-08-2017 Heard learned counsel for the parties.

The petitioner is in custody in Chiraiya P.S. Case
No.193 of 2014 for the offence under Sections 364, 368, 302 and
120(B) of the I.P.C.

As per prosecution case accused persons including the
petitioner had threatened the deceased to kill. Thereafter all the
accused persons including the petitioner developed intimacy with
the deceased and hatching conspiracy co-accused Kanhaiya
Thakur and Ranjit Thakur took the deceased to Bangalore on the
pretext of running business of wood and eliminated him there.

It is submitted by the learned counsel for the petitioner
that there is land dispute between the parties. The deceased was



not murdered rather he died due to cardiac arrest and the doctor has also given certificate in this regard. There is no eye witness of the occurrence. Admittedly, the petitioner had not gone to Bangalore with the deceased where the deceased died rather the petitioner all through remained at Motihari. He has been languishing in jail custody since 16.04.2017.

Under the aforesaid facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of the S.D.J.M., Sikarhana at Dhaka East Champaran at Motihari, in Chiraiya P.S. Case No.193/14.

(Prakash Chandra Jaiswal, J)

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