

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Appeal (SJ) No.2496 of 2017

Arising Out of PS.Case No. -254 Year- 2016 Thana -PARWATTA District- KHAGARIA

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1. Pankaj Jha Son of Late Kishani Jha @ Krishnandan Jha, R/o Village-
Balaha, P.S.- Parwatta (Maraiya), District- Khagaria.

.... Appellant/s

Versus

1. The State of Bihar

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Ravi Shanker Pankaj, Advocate

For the Respondent/s : Mr. Binay Krishna, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 12-10-2017 Heard the parties.

The appellant seeks regular bail in Parwatta (Maraiya)
P.S. Case No.254 of 2016 registered for the offence under
Sections 302, 201/34 of the I.P.C. and Section 3(2)(V)(VI) of
SC/ST (POA)Act.

Appellant is named in the F.I.R. and the case is under
Section 302 of I.P.C. It further appears from the F.I.R. son of the
informant had married with the wife of the appellant went to Delhi
and thereafter Annu Devi had taken the deceased to her house and
the appellant also went along with them and they have killed him.

Submission of the learned counsel for the appellant is that
there is no eye witness to the occurrence and only because that he
is ex husband of Annu Devi.



Heard learned A.P.P. also and controverted his submission and he drew my attention that there is no specific incriminating article except that he was ex-husband of Annu Devi. He is in jail custody for more than five months.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.25,000/- with two sureties of the like amount each to the satisfaction of Additional Sessions Judge-1st – cum-Special Judge, SC/ST(POA) Act, Khagaria, in Parwatta (Maraiya) P.S. Case No.254 of 2016 subject to the conditions that (1) one of the bailors of the appellant shall be a local person having sufficient immovable property within the jurisdiction of the concerned court. (2) The appellant will not induce any witness or tamper with the evidence. (3) The appellant shall co-operate in disposal of trial and make himself available as and when required by the court. In the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reason, his bail bond shall be cancelled.

(Vinod Kumar Sinha, J)

AnilKrSinha/-

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