

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46073 of 2017

Arising Out of PS.Case No. -354 Year- 2016 Thana -SAHARSA District- SAHARSA

- =====
1. Arjun Yadav, son of Late Kokay Yadav.
 2. Om Prakash Yadav, son of Arjun Yadav.
- Both are resident of village-Sarsandi, P.S.-Gwalpara, District-Madhepura. Petitioners.

Versus

The State of Bihar. Opposite Party.

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar Singh

For the Opposite Party/s : Smt. Renuka Ratnakar

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA JAISWAL
ORAL ORDER

02 20-09-2017 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners seek bail in Saharsa Sadar P.S. Case
No. 354/16 registered under Section 302, 201/34 of the Indian
Penal Code.

As per the prosecution case, the brother of the
informant is said to have been eliminated by his in-laws having
strained relation with them.

It is submitted by learned counsel for the petitioners
that the petitioners happen to be father-in-law and brother-in-law
respectively of the deceased. They have been falsely implicated in
this case only on suspicion. There is no eye-witness of the
occurrence. The occurrence is said to be held on 29.01.2016 but
the F.I.R. has been lodged on 25.04.2016 by an inordinate delay



without assigning any plausible reason for the said delay. One similarly situated co-accused, namely, Sanjeet Kumar Sah has been enlarged on bail by a co-ordinate Bench of this Court in Cr. Misc. No.17856 of 2017 vide order dated 12.04.2017. The petitioners have been languishing in custody since 25.07.2017.

Considering the facts aforesaid, the above named petitioners are directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Saharsa in connection with Saharsa Sadar P.S. Case No.354/16.

(Prakash Chandra Jaiswal, J)

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