

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20939 of 2017

Arising Out of PS.Case No. -197 Year- 2016 Thana -TAJPUR District- SAMASTIPUR

- =====
1. Jitendra Jha, son of Late Satyadeo Jha,
 2. Chandan Jha @ Chandan Kumar Jha, Son of Sri Jitendra Jha,
 3. Prashant Jha @ Prashant Kumar Jha, Son of Sri Jitendra Jha
- All are Resident of Village- Mujauna, P.S.- Waini O.P., District-Samastipur.

.... Petitioners

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sushil Kumar Jha, Adv.

For the Opposite Party : Mr. Anzarul Haque Sahara, APP.

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

4 21-08-2017 Heard learned counsel for the petitioners and

learned counsel for the State.

In this case, the petitioners are seeking Anticipatory
bail in connection with Tajpur (Waini) P.S. Case No.197 of
2016, registered for the offences punishable under Section
302/34 of the Indian Penal Code.

As per the F.I.R., the informant has made a
statement that her husband, late Lakshman Jha was working as
Jyotisi. In the morning, he had gone outside to collect the
flower, at about 4:00 am. one Vijay Kant Jha raised alarm. Upon
hearing the alarm, when the informant went outside the house
found that the dead-body of her husband was lying on the ground



with cutting throat. In the first instance, apprehension has been shown against one Ram Kumar Jha and his son, but later on, statement under Section 164 of the Cr. P.C. has been made by the informant, stating therein that the petitioners have created wrong impression and illusion that it is the Ram Kumar and his son, who were involved in killing her husband, when she could know the real truth that Ram Kumar Jha has not come nearby village, then she could know the real affair and has made allegation against the petitioners to have killed her husband.

The petitioner nos. 2 and 3 have criminal history as stated in paragraph no.2 of the bail application.

Looking to the nature of allegation, this Court is not inclined to grant bail to the petitioners. Accordingly, the prayer for bail is rejected.

(Shivaji Pandey, J)

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