

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2211 of 2017

Arising Out of PS.Case No. -246 Year- 2015 Thana -CHAKIA District-
EASTCHAMPARAN(MOTIHARI)

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1. Harendra Sahani, son of Dhanai Sahani, resident of village - Baishaha,
P.S. Chakia, District - East Champaran

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vinod Gautam, Advocate

For the Opposite Party/s : Mr. Ashok Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3/ 20-02-2017

Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The Petitioner seeks bail in Chakia P.S. Case No.246
of 2015 instituted for the offence under Section(s) 302,201, 120-B
Indian Penal Code.

It is alleged that the son of the informant got missing.
The informant made search for him and learnt that Ankita Kumari
and Renu Kumari had also gone to search Mantosh at Chhath
Ghat. Thereafter, the informant went to the house of Ankita
Kumari, and noticed some suspicious activities. All the accused
persons including the petitioner abused the informant and told that
they had killed his son.

Counsel for the petitioner has submitted that
petitioner is in custody for last one year and beside suspicion there



is no overt act against him.

The learned Sessions Judge has mentioned in the impugned order that Ankita Kumari in her confessional statement has stated that deceased Mantosh was in her house on the date of occurrence and he was assaulted by this petitioner and other accused persons and dead body was thrown in the pond.

This petitioner is father of Ankita Kumari. In this manner, from the impugned order itself, it appears that besides suspicion there is no allegation of any overt act.

In view of such, let the Petitioner, above named, be released on bail on furnishing bail bond of ₹10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the Additional Sessions Judge, XII, Motihari, in connection with Chakia P.S. Case No.246 of 2015 giving rise to Sessions Trial No.624 of 2016, subject to the conditions that both the bailors shall be the close relative of the petitioner.

(Sanjay Priya, J)

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