

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11785 of 2017

Arising Out of PS.Case No. -43 Year- 2014 Thana -DUMARIA District- GAYA

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Amarnath Paswan, Son of Mugeswar Paswan, Resident of Village-
Pokharpur, Police Station- Dumaria, District- Gaya.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Binod Kumar, Advocate

For the Opposite Party/s : Mr. (Dr.) Ajeet Kumar, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

3 13-04-2017 Heard learned counsel for the petitioner and

learned APP for the State.

Petitioner is languishing in custody since
18.12.2016 in connection with Dumaria P.S. Case No. 43/2014 for
offences punishable under Sections 302, 120-B/34 of the Indian
Penal Code and Section 27 of the Arms Act.

The prosecution case, as lodged by the informant,
is that he learnt that some unknown persons came on motorcycle
and after killing his father fled away. Informant has suspicion that
since two days prior to the date of occurrence there was hot talk
between his father and the petitioner for accounting the contract
money and petitioner had threatened to kill, he has committed the
murder of his father.



It has been submitted by the learned counsel for the petitioner that he is innocent and has falsely been implicated in the aforesaid case as there was some hot talk between the two families two days prior to the date of occurrence and that the petitioner has no criminal history. He submits that it is only on the basis of suspicion that the petitioner has been made accused and even in the case diary the interested witnesses have not supported the prosecution case.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Addl. Chief Judicial Magistrate, Sherghati, Gaya, in connection with Dumaria P.S. Case No. 43/2014.

(Nilu Agrawal, J)

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