

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56563 of 2017

Arising Out of PS.Case No. -65 Year- 2014 Thana -JANDAHA District- VAISHALI(HAJIPUR)

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Amresh Giri S/o Lala Giri, R/o Village- Rasalpur, P.S.- Jandaha, District-
Vaishali.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Navesh Nandan

For the Opposite Party/s : Mr. Smt. Anita Kumari Singh

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 05-01-2018 Heard the learned counsel for the petitioner and the

learned A.P.P. for the State.

This is an application for grant of anticipatory bail
in connection with Jandaha PS case no. 65 of 2014 registered for
the offences punishable under Sections 302, 328/34 of Indian
Penal Code.

The allegation according to the informant is that on
13.03.2014, her husband had gone to the house of one Sundeshwar
Giri to demand his money however, all the accused persons
assaulted the husband of the informant and administered poison to
him resulting in the death of the husband of the informant during
the course of treatment on 14.03.2014.

The learned counsel for the petitioner submits that
the allegations are general and omnibus in nature and infact, the
informant, in her statement under Section 164 of Code of Criminal



Procedure, has stated that she had come to know about the alleged occurrence from the villagers and had then filed the F.I.R. It is further submitted that in the post-mortem report, no external injury has been found. It is further submitted that all the other accused persons except the petitioner have been granted regular bail by the learned trial court. Lastly, it is submitted that the petitioner has a clean antecedent and has been falsely implicated in the present case.

Having regard to the facts and circumstances of the case, I deem it fit and appropriate to admit the petitioner to the privilege of anticipatory bail. I direct that the abovenamed petitioner, in the event of his arrest or surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Vaishali at Hazipur in connection with Jandaha PS case no. 65 of 2014 subject to the conditions as laid down under Section 438(2) of Code of Criminal Procedure.

(Mohit Kumar Shah, J.)

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