

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53245 of 2018

Arising Out of PS. Case No.-233 Year-2016 Thana- GORAUL District- Vaishali

Satya Prakash Singh S/o Siya Ram Saran Singh, R/o Vill.- Premraj, P.S.-
Goraul, District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mukesh Kumar

For the Opposite Party/s : Mr. Sri Rajeev Nayan

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 08-10-2018 Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks bail in Goraul P. S. Case No.
233 of 2016 instituted for the offence under Section(s) 302/34
of the Indian Penal Code.

In the written report , it is alleged that one thief was
caught in front of the house of Brahma Nand Singh who
committed theft in the house of petitioner. Villagers assembled
there and thief was assaulted by the villagers including the
petitioner. He died in front of the house of Brahma Nand Singh.

Case diary has been received in the case.

Learned APP after looking into the case diary has
submitted that there is no allegation of specific overt act



against this petitioner. It has further been submitted that witnesses in different paragraphs of the case diary have supported that thief was assaulted by the villagers on account of which he died.

The petitioner is in custody since 8.7.2018. Petitioner has clean antecedent.

Considering the aforesaid, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/-(Ten thousand) with two sureties of the like amount each to the satisfaction of the ACJM-I Vaishali at Hajipur, in connection with Goraul P. S. Case No. 233 of 2016 subject to the condition that both the bailers shall be the close relative of the petitioner.

(Sanjay Priya, J)

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