

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.53128 of 2018

Arising Out of PS. Case No.-210 Year-2018 Thana- SAMASTIPUR
MUFFASIL District- Samastipur

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Rameshwar Singh, Son of Late Rachho Singh, resident of Village-
Baghi, P.S.- Mufassil, District- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Babita Kumari, Adv

For the Opposite Party/s : Mr. Sri Dilip Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR

ORAL ORDER

3 29-10-2018 The petitioner seeks bail in anticipation of his

arrest in connection with Samastipur Mufassil P.S. Case No.

210 of 2018 dated 17.04.2018 instituted for the offences

under Sections 302/34 of the Indian Penal Code.

The informant who is son of the deceased has

alleged that while his father was coming back home after

taking tea, he was shot dead by accused persons including

the petitioner. The cause of occurrence as stated in the F.I.R

is old land dispute with all the named accused persons.

The learned counsel for the petitioner has

submitted that the informant is not an eye witness to the



occurrence. During the course of investigation, some of the witnesses have only stated about the deceased being in dispute with some of the villagers. Nobody has claimed to have witnessed the occurrence. The learned counsel has further submitted that the deceased was having litigation with several persons and therefore, it cannot be known as to who targeted him. So far as the petitioner is concerned, it has been submitted that he is seventy years old and only because of some old land dispute with the deceased, the son of the deceased has chosen to name him in the F.I.R.

The petitioner was earlier made accused in two cases, one being a complaint case for minor offences.

Considering the aforesaid facts, the petitioner, above named is directed to be released on bail in the event of his arrest or surrender before the learned Court below within a period of four weeks from today and on his furnishing bail bond of Rs. 10,000/-(ten thousands) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Samastipur in connection with Samastipur Mufassil P.S. Case No. 210 of



2018, subject to the conditions laid down under Section
438(2) of the Cr.P.C.

(Ashutosh Kumar, J)

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