

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21386 of 2018

Arising Out of PS.Case No. -226 Year- 2017 Thana -CHIRAIYA District-
EASTCHAMPARAN(MOTIHARI)

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1. Gajendra Sah s/o Late Asharfi Sah resident of village - Jhitkahiya, P.S.
Lakhaura, District East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar Pandey

For the Opposite Party/s : Mr. Sri Tarkeshwar Nath Thakur

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 17-05-2018 Heard the learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks regular bail in connection with
Chiraiya PS case no. 226 of 2017 instituted for the offences
punishable under Sections 147, 120B, 342, 323, 302, 313 of Indian
Penal Code.

The allegation against the accused persons is that
when the victim girl namely Nitu Kumari became pregnant, the
said accused persons had aborted her foetus and thereafter, thrown
the foetus.

The learned counsel for the petitioner submits that
as far as the petitioner herein is concerned, he is said to be a
co-villager and has got no connection whatsoever with the other



accused persons or the victim girl. It is further submitted that there is no specific allegation as far as the petitioner is concerned. It is further submitted that the petitioner is languishing in custody since 27.01.2018.

Per contra, the learned counsel for the informant has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, the abovenamed petitioner is directed to be released on regular bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of ACJM Sikrahana at Dhaka, East Champaran at Motihari in connection with Chiraiya PS case no. of 226 2017.

(Mohit Kumar Shah, J)

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