

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4886 of 2019

Arising Out of PS. Case No.-358 Year-2018 Thana- BRAHMPUR District- Buxar

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Surendra Bin @ Surendra Bind @ Surendra Chaudhary, aged about 65 years,
Male, Son of Late Saraju Bin, Resident of Village - Chhaki Laxaman Dera,
P.S.- Brahampur(Chhaki), District-Buxar.

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr.Binod Kumar Singh, Advocate.

For the Opposite Party : Mr.Ram Anurag Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 23-04-2019 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner is languishing in custody since
29.08.2018 in a case for the offence registered under Sections
302 and 201/34 of the IPC.

The prosecution story, in brief, is that Champa Devi,
daughter of the informant Sitaram Bin, was married with Moti
Chand Bin, son of petitioner accused, according to Hindu
custom and rituals in the year 2006. On 20.07.2018, the
informant received information from his daughter that the
petitioner accused always abused to her. After that, on
22.07.2018 at about 10.00 A.M. in the day, the informant
reached at Chakki Laxman Dera, Sasural of his daughter and



asked with the petitioner accused about his daughter but he told that he does not know. Nearby persons told the informant that his daughter has been murdered and thrown. The informant has further stated that the petitioner accused and co-accused named in the F.I.R. have murdered his daughter and disappeared her dead body.

It has been submitted by learned counsel for the petitioner that the petitioner has got no criminal antecedent. Charge sheet has been submitted in the present case. There is no allegation of tampering with the witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. The petitioner is the father-in-law of the deceased. He is separate in mess and property from the husband of the deceased. The case has been found true under Section 306 of the I.P.C. Hence, no offence under Section 302 of the I.P.C. is made out.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M.



Buxar, in connection with Brahampur (Chhaki) P.S. Case No.
358 of 2018.

(Sudhir Singh, J)

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