

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.16131 of 2019

Arising out of PS. Case No.-108 Year-2018 Thana- CHAPRA MUFFASIL District- Saran

TINKU KUMAR SHARMA Son of Ram Ayodhaya Sharma, resident of
Village- Patedhi, P.S.- Marhowrah, District- Saran

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bhaskar Shankar

For the Opposite Party/s : Mr.Shyameshwar Dayal

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH

ORAL ORDER

2 26-03-2019 At the outset, the advocate on record for the petitioner

seeks to make correction in paragraph no. 3 of the bail petition.

Permission is granted.

Let the same be done during the course of the day.

Heard the learned senior counsel for the petitioner and

the learned A.P.P. for the State.

The petitioner seeks regular bail in connection with

Sessions Trial No. 452 of 2018 arising out of Chapra (Muffasil)

P.S. Case No. 108 of 2018 registered for the offence punishable

under Section 302/34 of the Indian Penal Code.

The learned senior counsel for the petitioner submits

that no family member of the deceased has filed the case. The

alleged occurrence has taken place on 09.10.2018 and case has

been lodged by the Police Inspector on 11.03.2018.

In the written report the informant has alleged that on

09.02.2018, one man, namely, Sanjay Kumar, was pushed from

the roof who died during course of treatment in PMCH. The



informant learnt during investigation that due to dispute of partition, this petitioner along with other accused persons has pushed Sanjay Kumar from the roof, on account of which he died during course of treatment. The learned senior counsel further submits that similarly situated co-accused person has already been granted bail by a coordinate Bench of this Court by an order dated 02.11.2018 passed in Criminal Misc. No. 66080 of 2018.

The petitioner is said to be in custody since 27.03.2018.

Having regard to the facts and circumstances of the case, the petitioner, above named, 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 learned Additional Sessions Judge-VIII, Saran, Chapra in connection with Sessions Trial No. 452 of 2018 arising out of Chapra (Muffasil) P.S. Case No. 108 of 2018.

(Mohit Kumar Shah, J)

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