

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22472 of 2019

Arising Out of PS. Case No.-132 Year-2014 Thana- SAHEBGANJ District- Muzaffarpur

Bhadai Ram Son of Late Suraj Ram Resident of Village - Bhagwanpur, P.S.-
Sahebganj, District - Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anuj Kumar

For the Opposite Party/s : Mr.Asha Devi

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

7 20-08-2019 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in a case registered under Section
302 of the Indian Penal Code.

The prosecution case in brief is that an scuffle took place in
between the informant's husband and accused persons in
retaliation of preventing the accused persons to abuse and in
consequence thereof, informant's husband was found dead by
pressing neck.

Earlier prayer for bail of the petitioner was rejected with an
observation “**at this stage**” vide order dated 25-05-2015 passed
in Cr. Misc. No. 11226 of 2015. This is the second attempt of
the petitioner seeking grant of bail.

It has been submitted on behalf of the petitioner that the



petitioner has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner is in custody since 18-09-2014. Charge sheet has already been submitted. There is no eye witness to the alleged occurrence. The name of the petitioner has come in this case merely on the basis of suspicion. Except for this, there is no other substantive evidence to suggest the implication of the petitioner in the present case. There is no chance of the trial being concluded in near future.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, the petitioner named above is directed to 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 learned Additional District & Sessions Judge-II, Muzaffarpur in connection with Sessions Trial No. 908 of 2014 arising out of Sahebganj P.S. Case No. 132 of 2014.

(Sudhir Singh, J)

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