

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.44484 of 2018

Arising Out of PS. Case No.-182 Year-2017 Thana- KAUWAKOL District- Nawada

Vikas Sao, Son of Suresh Sao, Resident of Mohalla- Teli Tola, Bich Bazar
Hisua, P.S.- Hisua, District- Nawada.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sheo Kumar Prasad

For the Opposite Party/s : Mr.Sri Mustaque Alam

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

4 18-02-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is languishing in custody since
15.01.2018 in a case registered for the offences punishable
under Sections 302 and 201/34 of the Indian Penal Code.

The prosecution case is that on recovery of an
unidentified dead body, the FIR was registered against unknown
at the behest of the Chaukidar. During course of investigation,
the body was identified as of Rajesh Manjhi, whose wife had
illicit relationship with one Paras Singh, hence, Paras Singh
hired two persons to kill the victim, Rajesh Manjhi. During



investigation, it further transpired that other two persons hired by Paras Singh were Babu Lohar and Vikas Sao, the petitioner.

It is submitted by learned counsel for the petitioner that only on the basis of suspicious, the accusation has been levelled and there is no eye witness to the occurrence. The motive for committing the offence is either against co-accused Sabo Devi, the wife of the victim or co-accused Paras Singh.

Learned APP after going through the case diary submits that there is no direct evidence against the petitioner but he further submits that during investigation, it transpired that co-accused Babu Lohar and the petitioner were hired by co-accused Paras Singh for eliminating the victim since he used to object the illicit relationship of his wife, Sabo Devi with co-accused Paras Singh, but he concedes that there is no eye witness to the occurrence.

Considering the circumstantial suspicious nature of accusation against the petitioner and thrust of accusation against co-accused Sabo Devi and Paras Singh and the investigation has already been concluded, let the above named petitioner be released on bail, on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge Ist, Special



Court, Nawada in connection with Kawakole P.S. Case No. 182
of 2017.

(Dinesh Kumar Singh, J)

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