

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45694 of 2019

Arising Out of PS. Case No.-45 Year-2017 Thana- SONBERSA District- Saharsa

MRITYUNJAY YADAV Son of Shyam Sundar Yadav Resident of Village-
Gajipaitta, Chandi Sthan, P.S.-Sonbarsa Raj, District-Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Chandra Mohan Jha
For the Opposite Party/s : Mr.Ganesh Prasad Singh

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 30-07-2019 Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks bail in Sonbarsa Raj P. S. Case
No. 45 of 2017 instituted for the offence under Section(s)
302, 120B of the Indian Penal Code and Section 27 of the Arms
Act.

Learned counsel for petitioner submits that mere
suspicion has been raised by informant against the petitioner in
the instant case.

In the written report it is alleged that on the date of
occurrence while the son of the informant was returning to his
house some unknown miscreants have killed him at Nawtoliya
main road near Shahpur village. The police brought the dead
body at Saharsa Sadar hospital where the informant identified



the dead body of his son. The informant has found some injury on the neck of the deceased. The informant has raised suspicion against this petitioner.

The Sessions Judge, Saharsa has mentioned in the impugned order that police has recorded the confessional statement of petitioner in para 60 of the case diary. Besides such confessional statement, it appears from the impugned order that there is no specific allegation of overt act against this petitioner.

Petitioner is in custody since 25.8.2017.

Considering the aforesaid, let the petitioner, above named, 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 the ADJ-III-cum Spl Judge, Saharsa in connection with in Sonbarsa Raj P. S. Case No. 45 of 2017, Sessions Trial no. 73 of 2018 subject to the condition that both the bailors shall be the close relative of the petitioner.

(Sanjay Priya, J)

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