

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45370 of 2019

Arising Out of P.S. Case No.-77 Year-2019 Thana- HALSI District- Lakhisarai

Garib Sao, aged about 45 years, Sex-Male, S/o Sita Sao R/o Village- Karauta,
P.S.- Amhara, O.P.- District- Lakhisarai, at present residing at Village- Gerua,
Porsanda, P.S.- Hali, District- Lakhisarai.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Jyoti Ranjan Jha, Advocate
For the Opposite Party : Mr. Uday Pratap Singh, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 20-09-2019 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor.

The petitioner is in custody in connection with Hali P.S. Case
No.77 of 2019 registered for an offence under Sections 302, 364 and
201/34 of the Indian Penal Code.

The prosecution case is that *Nati* of the informant was playing
on road in front of the house of the informant while eating *roti*. It is further
alleged that after long time, his *Nati* could not return and he started
searching him but unable to recover, thereafter information regarding his
missing has been given to the police on the basis of which a case under
Section 363 of the IPC was registered. During course of investigation, the
informant in his re-statement raised suspicion against the petitioner and his
son.

It is submitted on behalf of the petitioner that the
petitioner is not named in the FIR. It is further submitted that
the petitioner was arrested merely on suspicion. There is no eye



witness to the alleged occurrence. Save and except suspicion, nothing against the petitioner to connect him in the alleged offence. Petitioner is in custody since 09.04.2019 and having no criminal antecedent.

In view of the aforesaid facts, 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 Judicial Magistrate-Ist Class, Lakhisarai/Court concerned, in connection with Halsi P.S.Case No.77 of 2019.

(Prabhat Kumar Singh, J)

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