

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52525 of 2019

Arising Out of PS. Case No.-46 Year-2019 Thana- PUSA District- Samastipur

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RANJEET SHARMA @ RANJIT SHARMA S/o Late Hare Krishan Sharma
@ Late Kishun sharma R/o village- Vishanpur Bathua, P.S.- Pusa, District-
Samastipur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Suneil Kumar Thakur
For the Opposite Party/s : Mr.Anil Kumar

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

3 27-11-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Pusa P.S. Case No. 46 of 2019 registered for the
offence punishable under Sections 341, 323, 324, 307, 448, 379,
504, 506/34 & 302 of the Indian Penal Code.

Informant in her written complaint addressed to the
Superintendent of Police, Samastipur has stated that on
09.05.2019 FIR named accused Ranjeet Sharma, Mukesh
Sharma, Anil Sharma and Arun Sharma entered into her house
and assaulted her and took away Rs. 30,000/- cash and golden
chain. However, said statement is signed in the name of
Chandani Kumari dated 11.05.2019 subsequently on 13.05.2019
informant died, as such Section 302 was added. The FIR was



sent to the court on 13.05.2019

It has been submitted on behalf of petitioner that he is innocent and has been falsely implicated in this case. The informant deceased was examined by the doctor in Sadar Hospital, Samastipur on 10.05.2019 in which age is 30 years and two injuries were found one swelling on maxillary region and other swelling on left ankle. However postmortem was conducted on 12.05.2019 and in which age is recorded as 48 years and cause of death has been attributed to fracture of parietal bone and time of death has been stated to be 12-24 hours which makes the FIR dated 11.05.2019 doubtful. Two cases have been instituted against the petitioner from the family members of informant side as disclosed in para 9 of petition. Petitioner is in custody since 13.05.2019.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned court below, in connection with Pusa P.S. Case No. 46 of 2019 subject to the conditions that:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.



(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and his absence on two consecutive dates without proper and sufficient reason the trial court will be at liberty to cancel his bail bond.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(S. Kumar, J)

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