

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59883 of 2019

Arising Out of PS. Case No.-288 Year-2018 Thana- CHHATAPUR District- Supaul

1. Bishun Sharma @ Bishundeo Sharma @ Vishnu Sharma Son of Late Shivnand Sharma @ Shivan Sharma Resident of Village- Sohta, Ward No.1, Police Station- chhatapur, District- Supaul
2. Malti Devi @ Malati Devi W/o Bishun Sharma @ Bishundeo Sharma @ Vishnu Sharma Resident of Village- sohta, Ward No.1, Police Station- chhatapur, District- Supaul

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arun
For the Opposite Party/s : Mr.Shantanu Kumar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 25-09-2019 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners seek bail in a case registered under
Sections 364, 302, 120(B) of the Indian Penal Code.

Prosecution case, in short, is that the son of the
informant was married with the daughter of petitioners and he
was residing in his Sasural. The daughter of petitioners has
relationship with one Chandradeep Sharma but later on she
developed love affair with son of informant and as such the
marriage was solemnized, but she continued her relationship
with Chandradeep Sharma. It further appears that later on
decomposed dead body was found and the sample of nail, hair



and bones were preserved for D.N.A. test.

It has been submitted on behalf of the petitioners that the petitioner No.1 is in custody since 21.06.2019 and petitioner No.2 is in custody since 18.06.2019 and have got no criminal antecedent. Charge sheet has been submitted in this case. There is no allegation of tampering of witnesses alleged against the petitioners. The petitioners have been made accused due to mistake of fact. There is no eye witness to the alleged occurrence. Except for suspicion, there is no substantive evidence to suggest the implication of the petitioners in this case.

On behalf of the State, it is submitted that the petitioners are named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners, above named, 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 A.C.J.M. VIth, Supaul in connection with Chattapur P.S. case No.288 of 2018.

Narendra/-

(Sudhir Singh, J)

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