

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.70894 of 2018

Arising Out of PS. Case No.-43 Year-2018 Thana- GOBARDHANA District- West
Champaran

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Jawahir Sharma Son of Late Shivtahal Sharma @ Late Shitahal Sharma,
Resident of Village-Bakawa Chandrol, Police Station-Gobardhana, Distt.-West
Champaran

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Milind Kumar Mishra

For the Opposite Party/s : Mr.Sri Akshay Lal Pandit

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

4 25-01-2019 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

This is an application for grant of regular bail filed on
behalf of the petitioner. Petitioner is in custody in connection
with Gobardhana PS Case No. 43 of 2018 for the alleged
offence punishable under Sections 304, 120B, 506 of the Indian
Penal Code.

Allegation in the instant case is that petitioner is
involved in causing death of the deceased. Learned counsel for
the petitioner submits that tenor of Annexure-1 is accidental
death. Learned counsel representing the informant strongly
opposes the submission of learned counsel for the petitioner and
submits that petitioner was involved in the death of the deceased



by using electric wire and in order to make out a case of accident they have created a situation of accidental death.

Learned counsel for the petitioner submits that other co-accused has been granted bail and the petitioner is in custody since 22.09.2018.

Considering the fact that petitioner has no criminal antecedent and he is in custody since 22.09.2018, this application is allowed. 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 Sub Divisional Judicial Magistrate, Bagaha, West Champaran in connection with Gobardhana PS Case No. 43 of 2018.

(Anil Kumar Upadhyay, J)

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