

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.79114 of 2018

Arising Out of PS. Case No.-4 Year-2017 Thana- GOPALGANJ GRP CASE District-
Gopalganj

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Rajesh Sah Son of Chandrika Sah Resident of village - Kala Sukulawa Police
Station - Gopalganj Town, Distt. - Gopalganj

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Kumar Singh
For the Opposite Party/s : Mr. Anand Kishore Choudhary

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**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

4 15-02-2019 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner seeks bail in connection with Rail
Siwan (Thawe) P.S. Case No. 4 of 2017 registered under
Sections 302, 120(B), 307/ 34 of the Indian Penal Code.

Petitioner, who happens to be Nandoi (brother-in-
law) of the informant is said to have taken her husband to
Thawe on the pretext of calling by Bangali Sah and both
petitioner and Bangali Sah hatching conspiracy stabbed to death
her husband.

It is submitted by learned counsel for the
petitioner that the petitioner is quite innocent and has no
concern with the aforesaid occurrence. The relation between the



petitioner and the informant is cordial as children and the wife of the petitioner is still living in the house of the informant. There is no eye witness of the occurrence. Petitioner has been falsely implicated in this case at the instance of his enemy without any cogent evidence. The petitioner has no criminal antecedent and has been languishing in custody since 14.01.2017. Co-accused Bangali Sah @ Bangali Sha has been enlarged on bail by a co-ordinate Bench of this Court vide order dated 12.09.2018 passed in Cr. Misc. No. 47429 of 2018.

On the other hand, learned APP opposed the bail prayer of the petitioner.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged 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 learned Additional District & Sessions Judge-VIII, Gopalganj in connection with Rail Siwan (Thawe) P.S. Case No. 4 of 2017.

(Prakash Chandra Jaiswal, J)

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