

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10014 of 2020

Arising Out of PS. Case No.-92 Year-2019 Thana- GHORASAHAN District- East
Champanan

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Mishrilal Sah, Son of late Dahaur Sah, Resident of Village - Kaswa
Kadamawa, P.S.- Ghorasahan, District- East Champanan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Krishna Kant Singh

For the Opposite Party/s : Mr.Ram Priya Sharan Singh

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 29-02-2020 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner is accused in connection with
Ghorasahan P.S. Case No. 92 of 2019, registered under
Sections 302 and 120B/34 of the Indian Penal Code and
Section 27 of the Arms Act.

The accusation is that Shambhu Prasad Rai,
younger brother of the informant, Birendra Rai and Siyaram
Mahto went to the Bock Office, Ghorasahan. When both came
out from the gate of Block Office then at that time, Awadhesh
Sah, Madan Sah, Pradeep Sah and Subham Saurab came on
two motorcycles having pistol in their hand. In the meantime,
Awadhesh Sah shot fire at the head of his younger brother,



Shambhu Prasad Rai then Siyaram Mahto laid down his brother on the ground. Thereafter Mandan Sah fired through pistol at Siyaram Mahto but the same was missed. In the meantime, Subham Saurav fired at the temporal of Siyaram Mahto. Due to firearm injury, his younger brother, Shambhu Prasad Rai and Siyaram Mahto died. After committing murder, all miscreants fled away towards east side. After some time, liner Hajari Lal Sah, Upendra Sah and Mishri Lal (petitioner) came at Kashwa Karmwa Domtoli Chouck having armed with pistol and fired in air and asked to take away the dead body.

Learned counsel for the petitioner submits that it would appear from the FIR that only four persons were involved in the murder of Shambhu Prasad Rai and Siyaram Mahto and the name of the petitioner and two others have been implicated in the present case due to dirty village politics. It is further submitted that petitioner has no criminal antecedent and is in custody since 14.11.2019.

Having regard to the facts and the circumstances of the case, the petitioner above named, is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the S.D.J.M., Sikarhana at Dhaka, East



Champaran, in connection with Ghorasahan P.S. Case No. 92
of 2019. Out of two sureties, one surety must be the close
relative of the petitioner.

(Rajendra Kumar Mishra, J)

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