

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16114 of 2020

Arising Out of PS. Case No.-247 Year-2019 Thana- HARSIDHI District- East Champaran

AKHILESH SAHANI S/o Harilal Sahani R/o village- Sonbarsa, P.S.-
Harsidhi, District- East Champaran

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma

For the Opposite Party/s : Mr.Jitendra Kumar Singh

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 02-06-2020 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor appearing on behalf of the State.

This application for grant of regular bail arises out of
Harsidhi P.S. Case No.247 of 2019 registered for the offence
punishable under Sections 302 and 201/34 of the Indian Penal
Code.

The son of the deceased is the informant. It
transpires from the First Information Report that his father runs
business of providing musical instruments for celebrating
occasional functions. On the alleged date of occurrence, in
connection with his business, his father had gone to one Dasai
Mahto, whereafter, he did not return. Subsequently, his dead
body was found near the house of Harilal Sahani. It has been
alleged that the said Dasai Mahto had told the informant that the
deceased, after having had his dinner at his place, had gone to



the house of Harilal Sahani.

It is evident from the First Information Report that the petitioner and the others have been made accused merely on the basis of suspicion.

Learned counsel for the petitioner has submitted that even the case of last seen is not made out against the petitioner on the basis of what has been alleged in the First Information Report.

On perusal of the First Information Report, I find substance in the submission made on behalf of the petitioner that the petitioner has been named merely on the basis of suspicion.

Considering the above, 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 the learned C.J.M., East Champaran at Motihari, in Harsidhi P.S. Case No. 247 of 2019.

(Chakradhari Sharan Singh, J)

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