

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24474 of 2020

Arising Out of PS. Case No.-186 Year-2019 Thana- JOKIHAT District- Araria

SOM BESRA Son of Suku Besra Resident of Village - Luluwabari
(Baharbari), Police Station - Jokihat, District - Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Rana

For the Opposite Party/s : Mr.A.G.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 25-11-2020 This matter is taken up for consideration through

Video Conferencing under the orders of Hon'ble the Chief

Justice.

Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in Jokihat P.S.
Case No. 186 of 2019, registered for the offences punishable
under Sections 302, 120B and 34 of the Indian Penal Code.

Prosecution case in brief is that the informant's son
used to visit the house of his Mause Dhumma Basuki at village
Bankura and for the last two days, he was staying there. On
11.05.2019, his Mause came at the informant's house and said
that her son Charan Marandi has committed suicide by hanging
with a tree near Das river. When the informant reached at the
spot, she found her son hanging with a tree. The informant



further suspected that her son was murdered by Dhumma Basuki.

It is submitted that petitioner has been falsely implicated in this case. Petitioner is not named in the FIR. Specific allegation is against co-accused Dhumma Basuki. Name of this petitioner has come in this case on the basis of confessional statement of co-accused Dhumma Basuki. Petitioner is no way related either with the informant or with the deceased. There is no cogent material against him which shows his complicity in the aforesaid crime. Petitioner has got clean antecedent as stated in para 3 of the petition.

Considering the facts aforesaid, the petitioner above-named, in the event of his arrest/surrender before the court below within a period of eight weeks from the date of receipt/production of a copy of this order, 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 Chief Judicial Magistrate, Araria in connection with Jokihat P.S. Case No. 186 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

vinita/-

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