

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76731 of 2019

Arising Out of PS. Case No.-15 Year-2018 Thana- JHAJHA RAIL P.S. District- Lakhisarai

Binod Tuddu, S/o Late Daso Tuddu, R/o village- Bhadbari, P.S.- Jhajha,
District- Jamui

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Parmanand Pd. Nr. Sahi, Advocate
For the Opposite Party : Mr. Ram Bachan Singh, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

4 19-06-2020 Heard learned counsel for the petitioner and
learned counsel for the State via video conferencing.

By way of the present application, the petitioner has sought for pre-arrest bail in connection with Jhajha P.S. Case No.15 of 2018 registered for the offences punishable under Sections 302 read with 34 of the Indian Penal Code.

As per prosecution case, some unknown person had committed the murder of the father of the petitioner Daso Tuddu. During investigation, a suspicion has been raised against the petitioner, as his father, who was an employee in Railway, was going to retire after two days of the occurrence of offence.

A contention has been made that save and except hypothetical presumption and wild suspicion, during investigation, no material has come to show the culpability of the petitioner or his complicity in commission of the murder.



Learned counsel appearing for the State has opposed the application for grant of pre-arrest bail to the petitioner.

Regard being had to the submissions made above, as even on perusal of the case diary, I find that save and except suspicion, there is no material to show the complicity of the petitioner, he is directed to be released on bail in the event of arrest or surrender in the court below on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-cum-Railway Magistrate, Kiul, Lakhisarai in connection with G.R.P. Jhajha P.S. Case No.15 of 2018 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Ashwani Kumar Singh, J.)

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