

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.42088 of 2010
RAGHUNANDAN PRASAD NONIA
Versus
STATE OF BIHAR

2. 22.12.2010 Heard learned counsel for the petitioner
and learned A.P.P. for the State.

The petitioner prays for bail in a case
under Sections 302, 120 (B) and 34 of the Indian
Penal Code.

Learned counsel for the petitioner submits
that the first information report has been lodged
17 days after the alleged incident.

It is further submitted that the case has
been lodged by the informant, who is the brother
of the deceased, only for grabbing the property of
the deceased, as the petitioner is the brother-in-
law (Bahnoi) of the deceased.

It is also submitted by learned counsel
that after the death of the deceased his body was
cremated in which the petitioner was also present
and till that stage no allegation had been made.

It is urged that even the postmortem of
the deceased was not done.

It is pointed out that the petitioner has
remained in custody for nearly five months since
24.7.2010.

On a consideration of the aforesaid facts and circumstances, the petitioner (Raghunandan Prasad Nonia) is directed to be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each in Sessions Trial No.846/2010, arising out of Silao P.S. Case No.75 of 2010 dated 1.6.2010 to the satisfaction of the 5th Additional Sessions Judge, Nalanda at Biharsharif.

VPS

(Ramesh Kumar Datta, J.)

