

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20325 of 2013

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Pintu Kumar, S/o Sri Dhaneshwar Saw, resident of Village Aliganj, P.S. Chandradip, District Jamui. Petitioner.
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Versus

The State of Bihar Opposite Party.
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CORAM: HONOURABLE MR. JUSTICE NAVANITI PRASAD SINGH
ORAL ORDER

02 30-05-2013

Petitioner apprehends arrest in relation to Sikandara

P.S. Case No.266 of 2008, instituted under Sections-324 & 307/34

of the Indian Penal Code and Section-27 of the Arms Act, pending

in the Court of Chief Judicial Magistrate, Jamui.

The allegation as per the F.I.R. is that one Chhedhi Choudhary and three unknown persons forcibly entered into the house and fired on the father of the informant hitting him in the abdomen and then fled away. Subsequently, in course of investigation, the name of the petitioner, his father and other family members have been added.

Learned counsel for the petitioner draws attention of this Court to the genealogical table to show that informant is the first cousin of the petitioner, i.e., the informant's father, who is also made an accused in the case and the injured are full brothers. In such a situation, if the informant or for that matter her injured father could not identify them then surely they are being falsely implicated. They were able to identify one Chhedhi Choudhary but

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none others. This clearly shows that subsequently on afterthought petitioner and his family members are being falsely roped in this case.

Be that as it may, in the event of arrest or surrender within four weeks from today, the petitioner, namely, Pintu Kumar shall be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of like amount each to the satisfaction of Chief Judicial Magistrate, Jamui in connection with Sikandara P.S. Case No.266 of 2008, subject to all conditions as laid down in Section-438(2) of the Criminal Procedure Code.

(Navaniti Prasad Singh, J.)

Trivedi/-